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1993

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Rules of Governmental Agencies

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DEPARTMENT ON AGING

DEPARTMENT ON AGING

NOTICE OF PROPOSED AMENDMENTS

- | 1) | Heading of the Part: | Community Care Program |
|----------|--|-------------------------|
| 2) | Code Citation: | 89 Ill. Adm. Code _____ |
| 3) | Section Numbers: | |
| 4) | <u>Proposed Action:</u> | |
| 240.120 | Amendment | |
| 240.160 | Amendment | |
| 240.210 | Amendment | |
| 240.220 | Repeal | |
| 240.270 | Amendment | |
| 240.280 | Amendment | |
| 240.350 | Amendment | |
| 240.870 | Amendment | |
| 240.910 | Amendment | |
| 240.1510 | Amendment | |
| 240.1520 | Amendment | |
| 240.1535 | Amendment | |
| 240.1540 | Repeal | |
| 240.1545 | Amendment | |
| 240.1590 | Amendment | |
| 240.1600 | Amendment | |
| 240.1610 | Amendment | |
| 240.1630 | Amendment | |
| 240.1920 | Amendment | |
| 240.1930 | Amendment | |
| 240.2020 | Amendment | |
| 240.2030 | Amendment | |
| 240.2040 | Amendment | |
| 240.2050 | Amendment | |
| 5) | <u>A Complete Description of the Subjects and Issues</u> | |
| 6) | <u>Statutory Authority:</u> | |
| 7) | Ill. Rev. Stat. 1991, | |
| 8) | Sections 6104.01(4), (9), | |
| 9) | (12); 6104.02; 6104. | |
| 10) | 6105.02 [20 ILCS 105/4.01 | |
| 11) | (11) and (12); 105/4.02; | |
| 12) | and 105/5.02] | |

TITIENS BEGTT STEB

DEPARTMENT ON AGING

NOTICE OF PROPOSED AMENDMENTS

direct service chore-housekeeping workers as direct service homemaker workers upon the effective date of this rulemaking and amending the allowable number of contracts in specific areas to accommodate the amending of chore-housekeeping

These changes will improve client service and expand their freedom of choice for choosing an in-home service provider and will enable the current in-home chore only providers the potential to expand their client caseloads.

Will this proposed rule replace an emergency rule currently in effect? No

DOES THIS DOCUMENT CONTAIN ANY CONFIDENTIAL OR REPEAT DATE: _____

reference? No

Statement of Statewide Policy Objectives: N/A
Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Interested persons may present their comments concerning this rulemaking by writing to Ms. Pamela W. Balmer, Assistant, Office of General Counsel, Illinois Department on Aging, 421 East Capitol Avenue, Springfield, Illinois 62701 within 45 days after the date of this issue of the Illinois Positior

These rule amendments will have an impact on small businesses. In accordance with Sections 1001-20 [100/1-20] and 1005-20 [100/5-20] of the Illinois Administrative Procedure Act, any small business may present their comments

the first time in the history of the world, the people of the United States have been compelled to make a choice between two political parties.

housekeeping service into homemaker service in order to have one in-home care service under the Community Care Program. Specific changes include incorporation of all chore-housekeeping service tasks into homemaker service components, changing the client fixed fee share rate for each unit of homemaker service to \$5.30, qualifying all

DEPARTMENT ON AGING

NOTICE OF PROPOSED AMENDMENTS

DATE: September 28, 1993
TIME: 1:30 P.M. until 3:30 P.M.
LOCATION: Room 161 (Auditorium)
Michael J. Howlett Building
2nd and Edwards Streets
Springfield, IL 62701

If special accommodations/provisions are required, such as a hearing interpreter, please contact the Senior HelpLine at 1-800-252-8966 (voice and TDD), no later than September 21, 1993.

Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: August 24, 1993.

B) Types of small businesses affected:

Community Care Program in-home service providers.

C) Reporting, bookkeeping or other procedures required for compliance:

No change from previously established requirements.

D) Types of professional skills necessary for compliance:

No change from previously established requirements.

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NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER II: DEPARTMENT ON AGINGPART 240
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240.120 Completed Applications Prior to August 1, 1982 (Repealed)
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240.160

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Chore-Housekeeping Service (Repealed)
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Demonstration/Research Projects
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Applicant/Client/Authorized Representative Cooperation
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Appeals and Fair Hearings
Representation
When the Appeal May Be Filed

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DEPARTMENT ON AGING

NOTICE OF PROPOSED AMENDMENTS

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240.451	Conduct of Hearings		
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		240.850	Applicant/Client Expense for Care
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240.600	Eligibility Requirements	240.865	Determination of Applicant/Client Monthly Expense for
240.610	Establishing Eligibility	240.870	Care
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 240.2030 Unallowable Costs for ~~Chore~~ Housekeeping-and-Homemaker Services
 240.2040 Minimum Direct Service Worker Costs for ~~Chore~~-Housekeeping-and-Homemaker Services
 240.2050 Cost Categories for ~~Chore~~ Housekeeping-and-Homemaker Services

AUTHORITY: Implementing Section 4.02 and authorized by Section 4.01(1) of the Illinois Act on the Aging (Ill. Rev. Stat. 1991, ch. 23, pars. 6104.02 and 6104.01(1)) [20 ILCS 105/4.02 and 4.01(1)].

SOURCE: Emergency rules adopted at 4 Ill. Reg. 1, p. 67, effective December 20, 1979, for a maximum of 150 days; adopted at 4 Ill. Reg. 17, p. 151, effective April 25, 1980; amended at 4 Ill. Reg. 43, p. 86, effective October 15, 1980; emergency amendments at 5 Ill. Reg. 1900, effective February 18, 1981, for a maximum of 150 days; amended at 5 Ill. Reg. 12090, effective October 26, 1981; emergency amendments at 6 Ill. Reg. 8455, effective July 6, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 14953, effective

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December 1, 1982; amended at 7 Ill. Reg. 8697, effective July 20, 1983; codified at 8 Ill. Reg. 2633; amended at 9 Ill. Reg. 1739, effective January 29, 1985; amended at 9 Ill. Reg. 10208, effective July 1, 1985; emergency amendments at 9 Ill. Reg. 14011, effective August 29, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 5076, effective March 15, 1986; recodified at 12 Ill. Reg. 7980; amended at 13 Ill. Reg. 11193, effective July 1, 1989; emergency amendments at 13 Ill. Reg. 13638, effective August 18, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 17327, effective November 1, 1989; amended at 14 Ill. Reg. 1233, effective January 12, 1990; amended at 14 Ill. Reg. 10732, effective July 1, 1990; emergency amendments at 15 Ill. Reg. 2838 effective, February 1, 1991 for a maximum of 150 days; amended at 15 Ill. Reg. 10351, effective July 1, 1991; emergency amendments at 15 Ill. Reg. 14593, effective October 1, 1991, for a maximum of 150 days; emergency amendments at 15 Ill. Reg. 17398, effective November 15, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 1744; emergency amendments suspended at 16 Ill. Reg. 1744; emergency amendments at 16 Ill. Reg. 2630 effective February 1, 1992, for a maximum of 150 days; emergency amendments modified and reinstated at 16 Ill. Reg. 2943; emergency amendments at 16 Ill. Reg. 2901, effective February 6, 1992, to expire June 30, 1992; emergency amendments at 16 Ill. Reg. 4069, effective February 28, 1992, to expire June 30, 1992; amended at 16 Ill. Reg. 11403, effective June 30, 1992; emergency amendments at 16 Ill. Reg. 11625, effective July 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 11731, effective June 30, 1992; emergency rule added at 16 Ill. Reg. 12615, effective July 23, 1992, for a maximum of 150 days; modified at 16 Ill. Reg. 16680; amended at 16 Ill. Reg. 14565, effective September 8, 1992; amended at 16 Ill. Reg. 18767, effective November 27, 1992; amended at 17 Ill. Reg. 224, effective December 29, 1992; amended at 17 Ill. Reg. 6090, effective April 7, 1993; amended at 18 Ill. Reg. 18 Ill. —, effective

NOTE: Bold faced type denotes statutory language.

SUBPART A: GENERAL PROGRAM PROVISIONS

Section 240.120 Services Provided

- a) The Community Care Program (CCP) provides necessary services designed to prevent premature and unnecessary institutionalization of individuals determined eligible to receive such services.

DEPARTMENT ON AGING

NOTICE OF PROPOSED AMENDMENTS

- b) Services provided through the CCP are: homemaker, ~~shore-housekeeping~~, adult day care, information and referral, case management, individual alternative provider and services made available through special demonstration/research projects.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 240.160 Definitions

"Adequate plan of care" means a plan of care which provides the minimum services needed to protect the health, safety and welfare of a client.

"Adjusted rate" means a rate other than the established fixed rate of reimbursement.

"Administrative corrections" means allowable revisions to a proposal permitted and/or performed by the Department in cases of apparent clerical mistakes and in cases where the applicant/Department has reason to believe a mistake may have been made and verification from the applicant has been provided. Such actions shall be taken prior to award.

"Administrative costs" means those allowable costs related to the management and organizational maintenance of the provider~~vender~~.

"Adverse action" means the denial of CCP service; a reduction in dollars in the monthly cost of care according to the CCP Client Agreement - Plan of Care; a change in service type (e.g., a change from ~~shore-housekeeping~~ to ~~homemaker-service~~ which could increase the client's incurred monthly expense for care); or the termination from CCP service.

"Allegations" means unsubstantiated accusations or statements.

"Allowable costs" means those cost categories, as delineated in Section 240.2050, which will be considered in setting a fixed rate.

"Allowable maximums" means the highest authorized allocation available for services per month based upon Determination of Need scores.

ILLINOIS REGISTER

DEPARTMENT ON AGING

NOTICE OF PROPOSED AMENDMENTS

"Appellant" means the applicant/client/authorized representative initiating an appeal as a result of Department action or inaction.

"Assistance with task" means giving aid or support in the performance of a task.

"Assistive device" means crutches, walker, wheel chair, hearing aid, etc.

"Authorized representative" means an agent designated verbally or in writing, by the applicant/client to be his/her representative, or the applicant's/client's guardian. In the event that an applicant/client is unable to physically write his/her signature, the CCU may sign for the applicant/client at the applicant's/client's verbal request.

"Authorized representative of the provider~~vender~~" means an owner, officer or employee of the provider~~vender~~ agency who has the authority to commit the agency to a financial and/or contractual responsibility.

"Authorized provider~~vender~~" means a provider~~vender~~ who holds a valid contract with the Department to provide Community Care Program (CCP) services.

"Available resources" means assistance provided to an applicant/client by family/friend(s), church, community, etc.

"Best interest", as used in Section 240.1630, means the determined needs of the client population are being met.

"Burial merchandise" means gravesites, crypts, mausoleums, urns, caskets, vaults, gravemarkers or other repositories for the remains of deceased persons, shrouds, etc.

"Calendar year" means from January 1 through December 31.

"Capable person" means a person who is qualified to perform the functions required.

"CCU in good standing" (See: Contractor in good standing)

"~~shore-housekeeping~~" means shore-and-housekeeping-service.

NOTICE OF PROPOSED AMENDMENTS

"Close-out review" means a review performed at the close of the period of time allowed for correction of findings of non-compliance to determine if those corrections have been made and that the newly drawn review sample of client/provider files reflects on-going compliance.

"Closed caseload" means a caseload restricted to those clients already receiving service and refers only to individual ~~home~~-~~housekeeping~~-providers; no new clients shall be accepted and current clients who discontinue service for any reason will not be reinstated into this caseload.

"Community-based services" means services provided in a congregate setting in a client's community (i.e., adult day care).

"Comparable human service program" means a program that offers services that are similar to CCP services (e.g., home health aide, maid service).

"Compliance" means adherence to the CCP rules, policy and procedures and the contract with the Department, and all applicable federal, state and local laws/rules/ordinances.

"Components" means specified parts of the service as defined in the applicable Section.

"Confused and disoriented" means unable to clearly and accurately differentiate as to time, person and/or place.

"Continuous eligibility" means that the client has met eligibility requirements each time a subsequent redetermination was administered.

"Contract" means purchase of service agreement.

"Contractor in good standing" means a CCP contractor who is currently in compliance or within the permitted time frame allotted for remedy to come into compliance with the Department's rules and contract.

"Control date" means a starting point for purposes of calculating a time frame; the count begins the next work or calendar day.

"Cost report" means a report of all categorized allowable

costs to a provider which are directly associated with services purchased by the Department for its clients in categories as defined in Section 240.2050. The provider shall use the Direct Service Worker Cost Certification and the Detailed Cost Certification forms.

"Daily Census maximum" means the total square footage of adult day care client-allotted space divided by 40 sq.ft. equals the daily maximum number of clients that may be served in the adult day care facility.

"Department" means the Illinois Department on Aging.

"Director" means the Director of the Illinois Department on Aging.

"Discontinuance" means the cessation of Community Care Program services provided to a client for non-payment of incurred expense for care.

"Documentation" means tangible documents or supporting references or records used to record client contact, determine eligibility or substantiate adherence to rules. "Documenting" means making written entries on the Case Record Recording Sheet regarding contact with an applicant/client; and/or the viewing or receiving of a document to be placed in applicant/client/worker files to substantiate adherence to rules.

"Emergency" means a sudden unexpected occurrence demanding immediate action (e.g., client illness, illness/death of a member of the client's family, etc.).

"Errands" means performance of services outside the home such as essential shopping, picking up medications, and essential business needs as indicated in the plan of care.

"Escort" means accompanying those clients who are dependent on personal physical assistance to enable them to reach and use community resources in order to ensure their access to local services and to allow them to maintain independent living as required by the plan of care.

"Essential" means basic, indispensable or necessary.

"Exit Conference" means the meeting at the Illinois

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Department on Aging between representatives of the Department and the director, or his/her designee, of the reviewed agency to resolve the agency's objection to the findings of the Compliance Review Report. Such conferences shall be called when the findings evidence serious client-related concerns (e.g., Type I findings).

"Face-to-face" means direct communication while physically in the presence of another person or persons.

"Face-to-face review" means an informal review (see Section 240.425) conducted in the appeal process by the Department in the home of an appellant with the applicant/client (and appellant, if appellant is other than the applicant/client) present. (A hearing is conducted by a Hearing Officer - see Section 240.450.)

"FUTA" means the Federal Unemployment Tax Act.

"Fiscally sound agency" means a CCU or provider~~vendor~~ which has on file at the Department document which supports that the CCU or provider~~vendor~~ has adequate financial resources to perform the terms of the contract (e.g., a line of credit from a financial institution).

"Fraudulent information" means purposely erroneous or untruthful information.

"Geographic area" means a physical area (e.g., county) of the State within which a contractor is authorized to provide services to Community Care Program clients.

"Historical costs" means the total allowable costs incurred for all programs the provider~~vendor~~ provided for the previous reporting year, which are presented via certified report by the provider~~vendor~~.

"Home maintenance and repairs" means those non-routine tasks, excluding any work requiring a ladder or requiring specialized skills on the part of the worker, necessary to maintain a safe and healthful environment for the client as required by the plan of care (e.g., defrosting the refrigerator; cleaning the oven; dusting walls and woodwork; cleaning closets, cupboards and insides of windows; changing filters on and cleaning humidifiers; clearing hazards from outside steps and sidewalks if transportation and/or escort is required by the plan of care; replacing light bulbs).

"Imminent" means likely to occur (e.g., injury or institutionalization).

"Incomplete proposal" means the written offer to the Request for Proposal (e.g., attachments, appendices) which fails to include all requirements as stated in the Request for Proposal.

"Incurred monthly expense" means the client's share of the cost of care for CCP services provided during a previous monthly period.

"Informal review" means the act of determining the facts relating to an appeal in an informal manner by the Department (see Section 240.425).

"Informality" means an irregularity which is a matter of form or variation from the exact requirement of the Request for Proposal, the correction or waiver of which would not be prejudicial to other applicants (e.g., failure to return number of copies of signed proposals as required by the Request for Proposal).

"In-home services" means services provided in the client's residence with the client present or on behalf of the client (e.g., homemaker, chore-housekeeping services).

"Intermediate Care Facility (ICF)" means a facility which provides basic nursing care and other restorative services under periodic medical direction. Many of these services may require skill in administration. Such facilities are for residents who have long term illnesses or disabilities which may have reached a relatively stable plateau (89 Ill. Adm. Code 101.20).

"Licensed Practical Nurse (LPN)" means a nurse who has graduated from a formally approved program of practical nursing education and has been licensed by the appropriate state authority.

"Mandated time period" means the time frame required by pertinent rule.

"M.D." means medical doctor who is registered in the State of Illinois.

"Memorandum of Understanding" means a written document,

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executed by the applicant/client/authorized representative, CCU representative and provider~~er~~ representative in which all parties agree to cooperate, and in which activities are specified which must be fulfilled by each party thereto.

"Observing client's functioning" means watching for any change in the client's needs which could indicate that a redetermination of eligibility and/or a revision in the Client Agreement - Plan of Care is necessary (e.g., client is experiencing increasing difficulty in walking, client is becoming increasingly confused and disoriented, client's daughter is no longer available to prepare meals for the client, etc.).

"Occupancy costs" means the costs of depreciation, amortization of household improvements, rent, property taxes, interest and other related costs.

"On-Notice" means the Department sanction imposed on a provider~~er~~ or CCU requiring that provider~~er~~ or CCU to bring specified service(s) or requirements into compliance.

"Parent organization" means an entity to which the contractual party is a subsidiary.

"Performance of task" means to carry out an action, function or process.

"Period of stay" means a period of time during which implementation of a contract action is temporarily delayed.

"Planning and Service Area (PSA)" means a designated geographic area.

"Post-screening" means screening performed after a client has entered a nursing home due to an emergency situation or oversight without prescreening.

"Potentially" means having the capability of occurring but not yet in existence (e.g., deterioration in the client's condition).

"Program support costs" means those allowable costs not included as direct service or administrative costs.

"Proposal" means the written offer made by an applicant in response to Department Request for Proposal.

"Provider community experience" means documentation of having provided a service(s) within the community in which the provider has applied to provide CCP services.

"Provider in good standing" (See: Contractor in good standing).

"Providers" means those service providers with whom the Department does business through contracts on a reimbursement basis for units of service delivery to specified clients.

"Reasonable" means using and showing reason or sound judgement, sensible, not excessive.

"Reasonable and diligent effort" means perseverance on the part of the applicant/client in his/her attempt to dispose of the asset (e.g., as evidenced by copies of the advertisement for sale of the asset).

"Registered Nurse (RN)" means a nurse who has graduated from a formal program of nursing education and has been licensed by the appropriate state authority.

"Reinstatement" means the resumption of services, within an established time frame, at the same level provided prior to a suspension/discontinuance of the services.

"Related parties" means any other entities having a legal or contractual relationship with the contractual party.

"Request for Proposal (RFP)" means a form of invitation to bid which the Department uses to obtain homemaker, ~~shore~~-housekeeping, adult day care services and demonstration/research projects under the Community Care Program (CCP). The RFP explains the purpose of the invitation to bid, outlines the scope of the work and solicits proposals from provider~~er~~ agencies for the funding of services undertaken by the Department.

"Responsible person" means a capable person who does not appear to be disoriented or confused and is presumed to be acting in the best interest of another individual.

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"Rotation plan" means a Department approved plan for the equitable distribution of clients to providers/vendors (used only if client does not indicate a choice of providers/vendors).

"Routine procedures" means procedures performed in a hospital which result in no perceptible change in the client's physical/mental health needs (e.g., tests, blood work-ups, x-rays, dialysis, etc.).

"Service area" means any area in which a provider/vendor has been awarded a contract to provide CCP services.

"Skilled Nursing Facility (SNF)" means a group care facility licensed by the Illinois Department of Public Health which provides skilled nursing care, continuous skilled nursing observations, restorative nursing, and other services under professional direction with frequent medical supervision. Such facilities are provided for patients who need the type of care and treatment required during the post acute phase of illness or during reoccurrences of symptoms in long-term illness (89 Ill. Adm. Code 101.20).

"Special diet" means a dietary restriction based upon the health and safety needs of the client and prescribed by a physician (e.g., sodium free, fat, protein, diabetic, etc.); whereas a modified diet relates to a diet containing easy to chew foods. A modified diet may be part of a specialized diet.

"State fiscal year" means from July 1 through June 30.

"Suspension" means the temporary cessation of the provision of Community Care Program services provided to a client.

"Suspension of referrals" means closed intake of new clients to the specific contractor.

"Termination" means the permanent cessation of the provision of Community Care Program services and eligibility of services.

"Threat" means the existence of circumstances that indicate the intent of an individual or group to destroy the property of or to injure or punish another individual or group. Such circumstances might be the display of a weapon at an adult day care center.

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"Too highly impaired applicant/client" means an applicant/client who needs 24 hour a day care, for whom CCP cannot develop a plan of care to protect his/her physical, mental and environmental needs and who does not have sufficient outside support from family, friends, church, et.al., to provide for those needs (as determined by Part B - Unmet Need for Care - of the Community Care Program Determination of Need). (Refer to Section 240.715.)

"Unallowable costs" means those costs which will not be considered in determining the fixed rate or in meeting the required minimum direct service expenditure.

"Unit of service" means a measured length of service, such as an hour, a day, a visit, a one-way trip, or some other measurable service component that will enable the Department to determine the amount of service provided individually or in aggregate to or on behalf of a client.

"Validation of provider/vendor community experience" means the documentation of letters from community agencies attesting to experience with the provider/vendor within the community.

"Validity of client billing" means the accuracy of the billing and documentation thereof.
 "Vendor in good standing" (See: Contractor in good standing)

"Vendors" means those service providers with whom the Department does business through contracts on a reimbursable basis for units of service delivery to specified clients.

"Work days" means Monday through Friday at a minimum, excluding provider/vendor designated holidays.

(Source: Amended at 18 Ill. Reg. ___, effective _____)

SUBPART B: SERVICE DEFINITIONS

Section 240.210 Homemaker Service

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Homemaker service is defined as general non-medical support by supervised homemakers who have received specialized training in the provision of homemaker services. The purpose of providing homemaker service is to maintain, strengthen and safeguard the functioning of individuals in their own homes when no responsible and capable person is available for this purpose, in accordance with the authorized plan of care.

a) Service Components

- a) Specific service components of homemaker service shall include the following:
 - 1) Teaching/performing of meal planning and preparation; routine housekeeping skills/tasks (e.g., making and changing beds, dusting, washing dishes, vacuuming, cleaning and waxing floors, keeping the kitchen and bathroom clean and laundering the client's linens and clothing); shopping skills/tasks; and, home maintenance and repairs.
 - 2) Performing/assisting with essential shopping/errands, which may include handling the client's money (proper accounting to the client of money handled and provision of receipts are required). These tasks shall be:
 - a) performed as specifically required by the plan of care; and,
 - b) monitored by the homemaker supervisor.
 - 3) Performance of or assistance with essential shopping/errands, which may include handling the client's money. Proper accounting to the client of money handled and provision of receipts are required. These tasks shall be performed as specifically required by the plan of care and shall be monitored by the homemaker supervisor.
- 31 Assisting with self-administered medication which shall be limited to:

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- a) reminding the client to take his/her medications;
- b) reading instructions for utilization;
- c) uncapping medication containers; and,
- d) providing the proper liquid and utensil with which to take medications.
- 3) Assisting with self-administered medication limited to: reminding the client to take his/her medications, reading instructions for utilization, uncapping medication containers, providing the proper liquid and utensil with which to take medications;
- 4) Assisting with following a written special diet plan and reinforcement of diet maintenance (can only be provided under the direction of a physician and as required by the plan of care).¹⁷
- 5) Supervising and assisting with the performance of activities of daily living in subsections (1), (2), (3) and (4) above and items specified in subsection (7) below:
- 56) Observing client's functioning and reporting to the supervisor.¹⁷
- 57) Performing/assisting with personal care tasks (e.g., shaving, hair shampooing and combing,¹⁷ bathing and sponge bath, shower bath or tub bath,¹⁷ dressing,¹⁷ brushing and cleaning teeth or dentures and preparation of appropriate cleaning supplies—therefore,¹⁷ transferring client¹⁷ and assisting client with range of motion).¹⁷
- 8) Performance of chore housekeeping tasks—as described in 240.220 are considered appropriate only when provided in conjunction with one or more of the service components listed in subsections (1) through (7);
- 79) Escort to medical facilities, errands, shopping and individual business as specified in the plan of care.

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b) Homemaker service may include transportation to medical facilities, for essential errands/shopping or for essential client business with or on behalf of the client as specified in the plan of care.

c) Unit of Service

1) One unit of homemaker service is one hour of direct service provided to the client in the client's home, or while providing transportation/escort to medical facilities or running errands and/or shopping in behalf of the client.

2) For services which the provider was unable to provide due to either the client's absence without prior notification or refusal to admit the worker into the home to provide service (see Section 240.350), one (1) unit of documented homemaker service per occurrence will be reimbursed to the provider at ~~homemaker~~ vendor to a maximum of two (2+) units per client per State fiscal year.

(Source: Amended at 18 Ill. Reg. ___, effective ___)

Section 240.220 Chore-Housekeeping Service (Repealed)

~~Chore housekeeping service is defined as performance of household tasks and assistance with personal care under the direction of the client, family member, authorized representative, or other responsible person, in accordance with the authorized plan of care.~~

a) Service Components

~~Specific components of chore housekeeping service shall include the following:~~

1) Performing routine housekeeping tasks such as making and changing beds, dusting, washing dishes, vacuuming, cleaning and waxing floors, keeping the kitchen and bathroom clean, and laundering the client's linens and clothing; meal preparation, and home maintenance and repair.

2) Performance of or assistance with essential

shopping/errands which may include handling the client's money, proper accounting to the client of money handled and provision of receipts are required. These tasks shall be performed as specifically required by the plan of care and shall be monitored by the chore housekeeping supervisor.

3) Under specific direction of the client, family member, authorized representative or other responsible and capable person, assisting with self-administered medication, limited to: reminding the client to take his/her medication, reading instructions for utilization, uncapping medication containers, providing the proper liquid and utensil with which to take medications.

4) Escort to medical facilities, errands, shopping and individual business as specified in the plan of care.

5) Observing client's functioning and reporting to the supervisor;

6) Under specific direction of the client, family member, or authorized representative, assisting with personal care tasks (e.g., shaving, hair shampooing and combing, assisting with sponge bath or shower bath; assisting with tub bath when the client is able to enter and exit the tub by him/herself; dressing, brushing and cleaning teeth or dentures and in preparation of supplies theretofore.) This service component is considered appropriate only when provided in conjunction with one or more of service components listed in subsections (1) through (3).

b) Chore housekeeping service may include transportation to medical facilities for essential errands/shopping or for essential client business with the client as specified in the plan of care.

e) Unit of Service

1) One unit of chore housekeeping service is one

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~~hours of direct service provided to the client in the client's home, or while providing transportation/escort to medical facilities, or running errands and/or shopping in behalf of the client.~~

~~2) For services which the vendor was unable to provide due to either the client's absence without prior vendor notification or refusal to admit the worker into the home to provide service (see Section 240.350), one (1) unit of documented chore housekeeping service per occurrence will be reimbursed to the chore housekeeping vendor to a maximum of two (2) units per client per State fiscal year.~~

(Source: Repealed at 18 Ill. Reg. ___, effective ____)

Section 240.270 Alternative Provider

Alternative providers—may be either chore-housekeepers or homemakers. An alternative provider is defined as an individual or an agency selected by the client, assisted by the Case Coordination Unit (CCU) and authorized by the Department to provide Community Care Program services to a client only if the following criteria are met:

- 1) a contractual provider has failed to provide the services as required by the plan of care; and
 - 2) there is no contractual provider available to provide the services as required by the plan of care.
- b) Alternative providers may be supervised by the client or agency providing the services, as required by the plan of care. The service components and hours of service to be provided, as required by the plan of care, shall conform to the service components as defined in Section 240.210 or Section 240.220 appropriate.
- c) The appropriate CCU shall be responsible for monitoring of alternative provider services.

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d) An alternative provider shall be authorized by the Department prior to provision of services to the client.

e) Unit of Service

- 1) One unit of a live-in alternative provider service is one hour of direct service provided to the client while in the client's home, while providing transportation/escort to the client to medical facilities, or while performing essential errands/shopping or conducting essential client business with or on behalf of the client.
- 2) For services which the provider was unable to provide due to either the client's absence without prior provider notification or refusal to admit the worker into the home to provide service (see Section 240.350), one (1) unit of documented chore-housekeeping/homemaker service per occurrence will be reimbursed to the alternative chore-housekeeping/homemaker provider to a maximum of two (2) units per client per State fiscal year.

(Source: Amended at 18 Ill. Reg. ___, effective ____)

Section 240.280 Individual Chore-Housekeeping—Provider

a) An individual provider is defined as a chore-housekeeper—selected, employed, trained and supervised by the client or authorized representative and reimbursed by the Department on behalf of the client, with the following exceptions:

- 1) spouses shall not be reimbursed for Community Care Program (CCP) care for spouses, or
 - 2) parents shall not be reimbursed for CCP care for dependent children.
- b) Service components shall include the following as specified in the plan of care and under specific direction of the client or authorized representative:
- 1) Performing tasks relating to shopping and

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responsibility for appropriately handling money, deposits, bill paying, etc.

- 2) Performing routine housekeeping tasks such as making and changing beds, dusting, washing dishes, vacuuming, cleaning and waxing floors, keeping the kitchen and bathroom clean, laundering the client's linens and clothing, meal preparation, and home maintenance and repairs as defined in Section 240.160.

- 3) Providing transportation/escort to medical facilities, essential errands, shopping or essential client business with the client as specified in the plan of care.

- 4) Assisting~~assistance~~ with personal care tasks (e.g., assistance with medication, uncapping medication and providing the proper liquid and utensil with which to take the medication; shaving; hair shampooing and combing; assistance with sponge bath or shower bath; assistance with tub bath which is limited to preparing and monitoring only when the client is able to enter and exit the tub by him/herself; dressing; brushing and cleaning teeth or dentures and ~~in~~—preparation of appropriate cleaning supplies—the~~retofore~~).

- 5) Observing client's functioning and reporting to the Case Coordination Unit.

- c) The individual provider~~here~~ housekeeping service is a closed caseload and is not available to new applicants/clients who currently are not receiving this service.

d) Unit of Service

One unit of individual provider service is one hour of direct service provided to the client in the client's home; while transporting/escorting the client to medical facilities; while performing essential errands/shopping or conducting essential client business with/on behalf of the client.

(Source: Amended at 18 Ill. Reg. ___, effective _____)

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SUBPART C: RIGHTS AND RESPONSIBILITIES

Section 240.350 Applicant/Client/Authorized Representative Cooperation

Applicant(s)/client(s)/authorized representative(s) shall cooperate with the representatives of the Department/Case Coordination Units (CCUs) provider~~s~~ in determinations of eligibility or provision of Community Care Program (CCP) services.

- a) Failure to cooperate in the actions specified below shall be considered non-cooperation and shall be cause for suspension.

- 1) A client/authorized representative shall notify the office of the provider~~s~~ at least one ~~4-~~ day in advance when the client will not be present in his/her home to receive scheduled services.

- A) If the client's absence from his/her home on a day services are scheduled is due to an emergency, the client/authorized representative shall advise the office of the provider~~s~~ as quickly as possible and it will not be considered non-cooperative.

- B) The provider~~s~~ shall document the absences of the client without prior notification thereof (except any absence caused by an emergency) and shall be reimbursed by the Department for ~~two~~~~—~~~~2+~~ such absences (refer to Section 240.210—or 240.220—as appropriate).

- C) Two ~~2+~~—such documented absences within a State fiscal year shall be cause for suspension of the client's services pending termination. The provider~~s~~ has the option of not reporting non-cooperative absences; however, if the second ~~2nd~~ non-cooperative absence is reported with request for reimbursement, suspension procedures shall be implemented.

- D) The provider~~s~~ shall verbally advise the

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CCU on the same day, if possible, but not later than the next work day from the date of the second ~~(+2nd)~~ non-cooperative absence. A written report including, at a minimum, the names of the client and the worker, and the dates of the first ~~(+1st)~~ and second ~~(+2nd)~~-non-cooperative absence, shall be mailed by the provider to the CCU within ~~two-(+2+)~~ work days from the date of the second ~~(+2nd)~~-non-cooperative absence.

E) Upon receipt of verbal notification of the second ~~(+2nd)~~-documented non-cooperative absence within a State fiscal year, the CCU shall suspend the client's services as required in Section 240.930. The date of suspension shall be the date that the second ~~(+2nd)~~-non-cooperative absence occurred.

2) A client/authorized representative shall notify the office of an adult day care provider at least ~~one-(+1+)~~ day in advance when the client will not be attending the adult day care site or will not be in need of transportation to or from the adult day care site, as scheduled and required by the plan of care.

A) If the client's absence from the adult day care site or refusal to accept transportation to the adult day care site is due to an emergency, the client/authorized representative shall advise the office of the provider as quickly as possible and it will not be considered non-cooperative.

B) The provider shall document the client's absence or refusal to accept transportation without prior notification thereof (except any absence caused by an emergency) and shall be reimbursed by the Department for ~~two-(+2+)~~ such absences or refusals (refer to Section 240.230).

C) Two ~~(+2+)~~-such documented absences or refusals within a State fiscal year shall be cause for suspension of the client's services pending termination. The provider shall verbally advise the CCU on the same day, if possible, but not later than the next work

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pending termination. The provider has the option of not reporting non-cooperative absences; however, if the second ~~(+2nd)~~-non-cooperative absence is reported with request for reimbursement, suspension procedures shall be implemented.

- D) The provider shall verbally advise the CCU on the same day, if possible, but not later than the next work day from the date of the second ~~(+2nd)~~-non-cooperative absence or refusal. A written report including, at a minimum, the names of the client and the worker and the dates of the first ~~(+1st)~~ and second ~~(+2nd)~~-non-cooperative absence or refusal, shall be mailed by the provider to the CCU within ~~two-(+2+)~~ work days from the date of the second ~~(+2nd)~~-non-cooperative absence or refusal.
- E) Upon receipt of verbal notification of the second ~~(+2nd)~~-documented non-cooperative absence or refusal within a State fiscal year, the CCU shall suspend the client's adult day care service (including transportation if specified in the plan of care) as required in Section 240.930. The date of suspension shall be the date that the second ~~(+2nd)~~-non-cooperative absence or refusal occurred.
- 3) A client/authorized representative shall not refuse to allow the provider into the client's home to provide services.
- A) The provider shall document the refusal to allow services to be provided and shall be reimbursed by the Department for ~~two-(+2+)~~ such refusals (refer to Section 240.210 or 240.220 as appropriate).
- B) Two ~~(+2+)~~-such documented refusals within a State fiscal year shall be cause for suspension of the client's services pending termination. The provider shall verbally advise the CCU on the same day, if possible, but not later than the next work

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day from the date of the second ~~first~~
refusal. A written report including, at a minimum, the names of the client and the worker and the dates of the first ~~first~~—and second ~~second~~—refusal, shall be mailed by the provider/vendor to the CCU within ~~two~~—~~2+~~ work days from the date of the second ~~first~~
refusal.

C) Upon receipt of verbal notification of the second ~~second~~—documented refusal within a State fiscal year, the CCU shall suspend the client's services as required in Section 240.930. The date of suspension shall be the date that the second ~~second~~—refusal to allow service occurred.

4) A client/authorized representative shall not interfere with provision of the services specified in the plan of care, either in the client's home or in an adult day care site.

A) The provider/vendor shall document the interference with provision of the services specified in the plan of care as stated above.

B) Two ~~2~~—such documented occurrences of interference within a State fiscal year shall be cause for suspension of the client's services pending termination. The provider/vendor shall verbally advise the CCU on the same day, if possible, but not later than the next work day from the date of the second ~~second~~—occurrence. A written report including, at a minimum, the names of the client and the worker and the dates of the first ~~first~~—and second ~~second~~—occurrence, shall be mailed by the vendor to the CCU within ~~two~~—~~2+~~ work days from the date of the second ~~second~~—occurrence.

C) Upon receipt of verbal notification of the second ~~second~~—documented occurrence of interference within a State fiscal year, the CCU shall suspend the client's services as required in Section 240.930. The date of

suspension shall be the date of the second ~~first~~
~~first~~—occurrence of interference.

- 5) An applicant/client/authorized representative or any family member/friend/acquaintance of the applicant/client/authorized representative shall not threaten or act abusively (e.g., physical, verbal, sexual, etc.) or display a weapon (e.g., gun, knife, etc.) against any representative of the Department, CCU or provider/vendor who is present in the applicant's/client's home or at an adult day care site. The applicant/client/authorized representative shall be responsible for any animal present in the home of the applicant/client and shall prevent said animal from physically harming a representative of the Department/CCU/provider/vendor.
 - A) If the threat or abuse takes place in an applicant's/client's home, the party who has been threatened or abused shall leave the premises immediately and verbally advise the CCU on the same day, if possible, but not later than the next work day.
 - B) If the threat or abuse takes place in an adult day care site, the family/authorized representative shall be advised immediately and the CCU shall verbally be advised on the same day, if possible, but not later than the next work day.
 - C) A written report including, at a minimum, the name of the client and the in-home worker/adult day care site worker, and the date and details of the threat or abuse, shall be mailed by the vendor to the CCU within ~~two~~—~~2+~~ work days from the date that the threat or abuse occurred.
 - D) Upon receipt of verbal notification of threat or abuse, the CCU shall, on the same day, if possible, but not later than the next work day:
 - i) suspend a client's services in the client's home and/or at an adult day

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- care site, as required in Section 240.930; or
- iii) suspend an applicant's determination of eligibility process as required in Section 240.930.
- E) The date of suspension shall be the date that the threat or abuse occurred.
- 6) The CCU shall notify the applicant/client/authorized representative and the ~~ProviderVendor~~ of the suspension in accordance with Section 240.930(c) and (d).
- 7) The CCU shall develop a memorandum of understanding between the applicant/client/authorized representative, and the representatives of the CCU and the ~~ProviderVendor~~, in accordance with Section 240.930(e).
- 8) Upon the execution of the memorandum of understanding, the client's services or the applicant's determination of eligibility process, as appropriate, shall be reinstated in accordance with Section 240.930(f).
- 9) Failure to sign a memorandum of understanding shall be grounds for termination or denial, as appropriate.
- 10) If, following reinstatement, the requirements of the memorandum of understanding have not been adhered to by the applicant/client/authorized representative, the application shall be denied or services shall be terminated, as appropriate.
- 11) Notification of denial or termination shall be in accordance with Sections 240.910 or 240.945, as appropriate.
 - b) Failure to cooperate in the actions specified below shall be considered non-cooperation and shall be cause for denial of an application or termination of services, as appropriate.

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- 1) An applicant/client/authorized representative or any family member/friend/acquaintance of the applicant/client/authorized representative shall not inflict physical injury upon any representative of the Department, CCU or ~~ProviderVendor~~, either in the applicant's/client's home or while the client is attending an adult day care site.
 - A) If the infliction of physical injury takes place in the applicant's/client's home, the injured party shall leave the premises immediately and verbally advise the CCU on the same day, if possible, but not later than the next work day.
 - B) If the infliction of physical injury takes place in an adult day care site, the family/authorized representative shall be advised immediately and the client shall be removed immediately. The CCU shall verbally be advised on the same day, if possible, but not later than the next work day.
 - C) A written report including, at a minimum, the names of the client and the in-home worker/adult day care site worker, and the date and details of the infliction of physical injury, shall be mailed by the ~~ProviderVendor~~ to the CCU within ~~two-2+~~ work days from the date that the physical injury was inflicted.
- D) Upon receipt of verbal notification of the infliction of physical injury the CCU shall, on the same day, if possible, but not later than the next work day:
 - i) institute immediate denial of application or termination of services. The effective date of denial or termination shall be the date that the infliction of physical injury occurred;
 - ii) verbally notify the applicant/client/authorized representative of the denial/termination. Written notification

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(Source: Amended at 18 Ill. Reg. ___, effective ____)

SUBPART I: DISPOSITION OF DETERMINATION

Section 240.910 Written Notification

Each individual applying for Community Care Program (CCP) services shall receive written notification of eligibility or ineligibility to receive CCP services.

- a) Written notification shall be sent to the individual within fifteen (15) calendar days from the date of the completed determination of eligibility.
- b) The written notification shall contain the following statement:

NOTICE

If you have been found eligible for Community Care services, you should begin receiving services within 15 days of the date of this Notice. If a homemaker ~~or housekeeper~~—has not come to help you within 15 days, you can hire your own homemaker ~~or housekeeper~~ (including a friend or relative) to provide the amount and type of Community Care services specified in this Notice. The Department on Aging will pay the homemaker ~~or housekeeper~~ you have hired to the extent authorized by the Notice of Eligibility at the Department's standard rate. Payment shall continue until such time as the Department's approved provider initiates provision of Community Care services to you.

- c) If it is necessary for the client to hire his/her own homemaker ~~or housekeeper~~—due to the failure of the authorized provider to provide CCP services within ~~fifteen~~ (15) calendar days, such temporary services and payment for such services shall terminate immediately upon initiation of service provided by a CCP approved provider. (Refer to section 240.1580(c).)
- d) If an individual is determined ineligible and an application is denied, the written notification shall be sent to the applicant by certified mail, return receipt requested, or given to the applicant personally, in which case the applicant shall provide

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a signed and dated receipt for the notice. The notice shall clearly state the reason for the denial and shall advise the applicant of his/her right to appeal the decision. (Refer to Section 240.400.)

- e) If an applicant is denied because of death, the notice may be sent by regular mail.
- f) The date of the written notice of eligibility or ineligibility shall be the same date as the date of mailing. The provider shall be notified on the same date of mailing as the client.

(Source: Amended at 18 Ill. Reg. ___, effective ____)

SUBPART O: PROVIDERS

Section 240.1510 Provider Administrative Minimum Standards

The provider shall assure:

- a) Confidentiality of client records is maintained as required by Section 240.340.
- b) The type and amount of service is provided in accordance with the Client Agreement - Plan of Care as developed and authorized by the Case Coordination Unit (CCU).
- c) Money handling activities related to necessary shopping/errand activities, including receipt procedures are monitored.
- d) Each job category has a job description, a wage range and the agency has personnel policies which include benefits, promotion and evaluation criteria.
 - 1) Each employee is provided a written job description which applies to his/her job category.
 - 2) A copy of current written personnel policies for his/her specific job category shall be available to all employees.
 - 3) Each employee is informed of the wage range for the specific job category at the time of

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employment and any subsequent revisions.

- 4) Employee benefits and grievance procedures are clearly stated in writing and comply with both State and Federal regulations.
- 5) Personnel records are maintained for each employee and include at least the following:
- employee application;
 - annual performance evaluation;
 - documentation of participation in initial training, in-service and other pertinent training (orientation in agency policies) is in accordance with Department training required by Sections 240.1535, 240.1545 and 240.1555;
 - documentation of supervisory home and on-site visits, office conferences and evaluations.
 - Observance of policies and procedures to control the spread of infectious diseases.
 - All Department required documentation to support units of service requested for reimbursement is retained for a minimum of 5 years from the termination date of the provider's contract with the Department.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 240.1520 Provider Responsibilities

- Community Care Program (CCP) services shall be purchased only from providers determined capable and competent by the Department to provide such services, as described in Section 240.1635.
- In-home care providers shall carry general liability insurance in the single limit minimum amount of \$100,000 per occurrence. (The policies or current letters documenting all insurance coverage shall be available to the Department upon request).

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- c) In-home care providers shall also carry the following insurance coverages:
- volunteer protection equivalent to employees' coverage, including coverage for volunteer drivers/escorts; and
 - motor vehicle liability, uninsured motorists and medical payments if staff transport clients in agency vehicles.
- d) All providers of CCP services must comply with all applicable local, State and Federal laws, rules and regulations.
- e) A provider shall provide services to all CCP clients referred by the Case Coordination Unit (CCU), with the following exceptions:
- The client does not meet the Adult Day Care Center's admission criteria.
 - The plan of care is determined to be inappropriate in the professional judgement of the provider.
- A) The provider shall immediately notify the CCU of the provider's assessment and evaluation of the situation.
- B) The provider and the CCU shall work together to determine if a plan of care that adequately meets the client's needs can be developed.
- C) In the event the provider and the CCU cannot reach an agreement, the Department shall be contacted and shall determine the final resolution.
- 3) The provider is unable to accept all CCP referrals.
- A) The provider shall request a cap on the number of clients to be served (service cap) in writing, to the Department.

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- B) Upon approval of the request, the provider assumes responsibility for managing intake to maintain the cap.
- C) The Department will not approve a service cap for a contractor which is the only provider of ~~home~~-housekeeping-or-homemaker services in the contract area.
- f) A provider shall not deviate from the client's plan of care without receipt of written instruction from the Department or the CCU on approved Department CCP forms, except in cases of emergency, client refusal of service or client failure to be home to receive service. Any temporary change or deviation from the plan of care must be documented by the provider in the client's file.
- g) It shall be the responsibility of the provider to advise the CCU of any change in the client's physical/mental/environmental needs which the provider, through the direct service worker/supervisor, has observed, when such change would affect the client's eligibility or service level or would necessitate a change in the plan of care.
- h) All providers shall reply to requests by a client, by telephone or in writing, within 15 calendar days from the date of the request. The request and the response shall be documented in the client's file.
- i) The provider shall be responsible for the collection from the client of the incurred expense for care provided to the client in the following manner:
- 1) The provider is responsible for billing the clients for whom they provide CCP services once per month in the month following the provision of service, and in the manner prescribed by the Department. Such billings shall be based, for each client, upon the units of service provided and the fixed fee share rate for the client's incurred expense for care except as noted in subsection (i)(3) below.
 - 2) Providers shall not require clients to pay a greater share of the cost of services prescribed

in the plan of care than required by the Client Agreement - Plan of Care.

- 3) For clients who are required, because of income, to pay for 100 percent of their services, charges for CCP services shall be based upon the units of service multiplied by the provider's contracted rate (refer to Section 240.870).
- 4) If a client requests additional service from the provider other than that allowed by the Client Agreement - Plan of Care, the Department will not be billed for those additional units of service.
- j) Providers may accept partial or full payment from a third party for a client's incurred expense. However, the liability for the proportionate share, if third party payment is not received, remains with the client as indicated by the expense for care agreement executed by the client and included as an integral part of the Client Agreement - Plan of Care.
- k) Providers have the option of not billing a client for the incurred expense for care.
- l) Providers shall respond verbally or in writing to the client on any question presented to the provider either verbally or in writing, regarding the validity of a billing. If the question is not resolved to the satisfaction of the client, the provider shall advise the client of his/her right to appeal the question, and the provider shall assist the client in filing an appeal if requested or needed. The provider shall also advise the client that non-payment shall result in discontinuance of CCP services. Providers may not discontinue services until authorized to do so by the CCU (refer to Section 240.935).
- m) Providers shall submit a Vendor Request for Payment form which shall be received by the Department no later than the fifteenth day of the month following the month in which services were provided. The form shall state the number of units of service provided to each identified client during the service month. Reimbursement to the provider by the Department will be adjusted by calculating and deducting the client's incurred expense for care based upon the fixed fee

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share rate except as noted in subsection (i) (3) above.

n) Providers shall bill the Department for service rendered to clients in increments of full or one-half units only. Adult day care providers shall bill for not less than one nor more than 2 units of agency-provided-transportation to/from the adult day care site per client for each 24-hour period in which adult day care service is provided to each client (refer to Section 240.1950).

o) The provider shall advise the CCU of any failure by a client to pay a monthly bill rendered by the provider for services provided to the client for more than 30 calendar days from the date of the initial monthly billing. The provider may request the CCU to discontinue service to the client in default as stated above (refer to Sections 240.875 and 240.935).

p) If the client makes payment to the provider for incurred monthly expense which has already been reimbursed to the provider by the Department, the provider shall reimburse the Department within 30 calendar days from the date of receipt of payment from the client.

q) Providers shall provide the Department with an annual audit report to be completed in accordance with Generally Accepted Auditing Standards and the Department on Aging Audit guidelines.

1) The annual audit shall assure that ~~housekeeping~~ and homemaker providers are in compliance with the financial reporting requirements as outlined in Section 240.2020. A Certified Public Accountant's (CPA's) opinion concerning the cost report shall be submitted with the audit. The CPA's opinion may be limited to:

- A) the provider prepared the cost report by using acceptable accounting methods to allocate costs; and,
- B) the cost reports are supported by provider accounting records.

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2) The audit report shall be filed at the offices of the Illinois Department on Aging, 421 East Capitol Avenue, Springfield, Illinois 62701, within 6 months from the date of the close of the provider's business fiscal year.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

- Section 240.1535 Homemaker Staff Positions, Qualifications and Responsibilities
- a) Homemaker Supervisor
 - 1) Activities of a homemaker supervisor shall include:
 - A) documenting client contacts and activities related to client services in the client's file;
 - B) preparing or reviewing reports and service reports;
 - C) monitoring receipt procedures in the conduct of essential shopping and errands as stated in the plan of care;
 - D) providing input to the case manager on the services that are needed for each client as a result of conferences with the homemaker or in-home visits;
 - E) planning, preparing, and documenting contact and quarterly worker conferences with each assigned homemaker;
 - F) evaluating each assigned homemaker annually;
 - G) coordinating the homemakers' activities with other components of the plan of care as required;
 - H) making and documenting semi-annual in-home supervisory visits for each assigned homemaker;
 - I) making home visits, as necessary, to provide

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hands-on training and assistance; and

J) initiating and/or participating in client staffing discussions with the case manager, as necessary.

2) Qualifications for a homemaker supervisor shall include:

A) a high school diploma or general education diploma; or

B) combination of skills and experience which indicate that the applicant has the ability to perform the supervisory activities.

Homemaker Staff

1) Activities of homemaker staff include the following:

A) following a client's written plan of care;

B) carrying out duties as assigned by the supervisor;

C) observing the client's functioning and reporting to the homemaker supervisor;

D) providing necessary receipts and documentation in the conduct of essential shopping/errands;

E) maintaining records of daily activities, observations, and direct hours of service; and

F) attending initial training, in-service training sessions and staff conferences.

2) Qualifications of a homemaker shall include:

A) a high school diploma or general education diploma; or

B) one year of homemaker/chore-housekeeping direct service work experience in the CCP,

in a comparable human service program, or for a dependent child or adult family member; or

C) demonstration of continued progress towards meeting the educational requirement of a general education diploma by current registration and evidence of successful completion of course work (successful completion means achievement of a grade of "C" or higher); or

D) persons serving as Community Care Program chore-housekeeping direct service workers prior to the effective date of this Section;

E) have a basic knowledge of home management skills; and

F) in addition:

1) new employees shall receive 15 hours of initial face-to-face training excluding agency orientation, prior to assignment to provide services to a CCP client without a supervisor or trainer present (not to exceed a 6 month period from said training to first assignment);

ii) initial training may be exempt if a worker has had previous documented and supervised training within the past 2 years prior to this employment, equivalent to 15 hours for homemaker initial training, or equivalent to 12 hours for chore-housekeeping initial training prior to the effective date of this Section or has successfully completed RN, LPN, MD or CNA training in the past and has been employed in the field within the past 2 years; and

iii) thereafter, a minimum of 3 hours per calendar quarter of face-to-face in-service training shall be mandatory for all workers. Initial training shall fulfill the first quarter

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in-service training requirement for new employees except when the initial training is exempt for previous documented and supervised training as described in subsection (b) (2) (E) (iii) above. Training hours in excess of 3 hours may be carried forward to satisfy training requirements in the following quarter(s).

(Source: Amended at 18 Ill. Reg. ___, effective ____)

Section 240.1540 General Chore-Housekeeping Staffing Requirements
(Repealed)

Each chore housekeeping provider shall have specified staff to carry out the following functions:

a) A designated individual who has responsibility for administration of the Community Care Program (CCP) chore housekeeping program.

b) Qualified chore housekeeping staff to meet the needs of all cases referred for the provision of chore housekeeping services. In determining what services are sufficient, the Department shall look to whether chore housekeeping services are adequate. Inadequate chore housekeeping services are characterized by delays or interruptions in the provision of chorehousekeeping services or by failure to provide chorehousekeeping services as required by the plan of care.

c) The chore housekeeping provider shall assign responsibilities to staff which include the following:

- 1) Planning and administration of the chore housekeeping program assuring adequate staff to provide required services, serving as liaison between staff and the community, implementing policies according to regulations promulgated by the Department which govern the program, and recruiting, training and supervising staff.
- 2) Supervising of workers shall be accomplished by qualified staff who have responsibility to ensure that the workers are scheduled and that

assignments are kept.

d) Chore housekeeping providers shall not sub-contract for management, supervisory or chore housekeeping staff personnel.

(Source: Repealed at 18 Ill. Reg. ___, effective ____)

Section 240.1545 Chore-Housekeeping Staff Positions, Qualifications and Responsibilities (Repealed)

- 1) Activities of a chore housekeeping supervisor shall include:
 - a) documenting client contacts and activities related to client services in the client's file;
 - b) preparing or reviewing reports and service reporter;
- 2) monitoring the service components of receipt procedures in the conduct of essential shopping and errands as stated in the plan of care;

b) providing input to the case manager on the services that are needed for each client as a result of conferences with the chore housekeeper or in home visits;

c) planning, preparing and documenting contact and quarterly worker conferences with each assigned chore housekeeper;

d) evaluating each assigned chore housekeeper annually;

e) coordinating the chore housekeeper activities with other components of the plan of care as required;

f) making and documenting semi-annual in home supervisory visits for each assigned chore housekeeper;

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- I) making home visits, as necessary, to provide hands-on training and assistance, and
- J) initiating and/or participating in client staffing discussions with the case manager, as necessary.
- 2) Qualifications for a chore housekeeping supervisor shall include:
- a high school diploma or general education diploma, or
 - combination of skills and experience which indicate that the applicant has the ability to perform the supervisory activities.
- b) Chore housekeeping staff
- 1) Activities of chore housekeeping staff shall include:
- following a client's written plan of care;
 - carrying out duties as assigned by the supervisor;
 - maintaining records of daily activities, observations, and direct hours of service;
 - observing the client's functioning and reporting to the chore housekeeping supervisor;
 - providing necessary receipts and documentation in the conduct of essential shopping/errands; and
 - attending initial training, in-service training sessions and staff conferences.
- 2) Qualifications of a chore housekeeper shall include:
- housekeeping skills;
 - exhibition of a positive attitude toward

the elderly or impaired;

- C) the ability to communicate effectively;
- D) the ability to follow oral and/or written directions;
- E) the ability to be responsible for and account for the client's money in order to provide the necessary shopping/errands component; and
- F) in addition:
- new employees shall receive 12 hours of initial face-to-face training, existing agency orientation, prior to assignment to provide services to a CCP client without a supervisor or trainer present (not to exceed a 6 month period from training to first assignment);
 - initial training may be exempt if the worker has had previous documented and supervised training within the past 2 years prior to this employment, equivalent to 12 hours, or has successfully completed RN, LPN, MD or ENA training in the past and has been employed in the field within the past 2 years; and
 - thereafter, a minimum of 3 hours per calendar quarter of face to face in-service training shall be mandatory for all workers. Initial training shall fulfill the first quarter in-service training requirement for new employees except when the initial training is exempt for previous documented and supervised training as described in subsection (ii) above. Training hours in excess of 3 hours may be carried forward to satisfy training requirements in the following quarter(s).

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(Source: Repealed at 18 Ill. Reg. ___, effective ____)

Section 240.1590 Standard Requirements for Individual ~~Housekeeping~~-Provider Services

- a) All determinations and redeterminations of eligibility shall be made by the appropriate Case Coordination Unit (CCU) at least once a year or as requested by the client, the client's authorized representative, the client's physician, provider or Department staff.
- b) Individual providers shall follow the plan of care developed by Department staff.

c) Individual providers shall be evaluated by the CCU as to their ability to provide needed services through quality of work and dependability.

d) Qualifications for an individual ~~housekeeping~~ provider shall include:

- 1) Be at least 18 years of age;
- 2) Not be the spouse of the client being served;
~~client~~;
- 3) Not be the parent of the client who is a dependent child; and
- 4) demonstration of ~~must demonstrate~~ skills necessary to follow the written plan of care.

e) The Department may recommend that a client receiving individual provider ~~housekeeping~~-service be transferred to an agency provider for such services, if the Department staff determine one or more of the following:

- 1) potential abuse is noted; or
- 2) the individual provider ~~household employee~~ is not meeting the client's needs as established in the Client Agreement - Plan of Care; or
- 3) there is a high turnover of individual providers ~~household employees~~; or

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- 4) the client cannot find an individual provider ~~household employee~~.
- f) Such determination by Department staff may be made as a result of a telephone or written inquiry or complaint to the Department from any of the following:

- 1) the client;
 - 2) the client's Physician/Nurse Practitioner/Registered Nurse/Christian Science Practitioner;
 - 3) the Case Coordination Unit (CCU).
- g) Transfer to an agency provider will be based on the following considerations:
- 1) whether the client, if transferred, will lose sufficient hours of service based upon the Determination of Need through the eligibility process, which may place the client at very high risk; or
 - 2) whether a relative (other than a spouse or a parent) is the individual ~~housekeeping~~ provider, and/or if the client, for other reasons, wants to keep the ~~individual provider~~ ~~employee~~, but the agency provider may not be able to hire the ~~individual provider~~ ~~employee~~.

h) If, during the Determination of Need process, the CCU believes that the client may need a combination of services (such as ~~individual provider services as described in Section 240.280~~ ~~housekeeping~~ and adult day care), the CCU shall recommend the combined service provision to the Department. The Department shall determine whether the combination of services of the individual ~~housekeeping~~-provider and agency provider is appropriate or whether it is more appropriate to transfer the client from individual ~~housekeeping~~ provider services to agency provider(s) for all services.

i) Payment for services provided by an individual ~~housekeeper~~-provider shall be made by the Department on behalf of the client.

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- j) Payment shall be in compliance with the State Prompt Payments Act (Ill. Rev. Stat. 1991, ch. 127, pars. 132.401 et seq.) [30 ILCS 5/40/1 et seq.].

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART P: PROVIDER PROCUREMENT

Section 240.1600 Provider Contract

- a) All services provided to Community Care Program clients shall be delivered in accordance with contracts entered into between the provider agencies and the Department. The Department shall operate, for services as described in Sections 240.210, ~~240.220,~~ 240.230 and 240.250, under procurement policies described in this Subpart.

- b) The contract shall be a binding agreement between the Department and the provider agency as evidence of the terms and conditions of the contract. The terms and conditions shall, at a minimum, include the following:

- 1) the contractual agreement between the Department and the provider may be terminated without cause by either party upon 30 calendar days written notice;
- 2) the contractual agreement between the Department and the provider may be amended, with the mutual consent of both parties, at any time during the term of the contract;

- 3) all program and financial records, reports, and related information and documentation, including client files, which are generated as a result of the agreement shall be considered the property of the Department.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 240.1610 Procurement Cycle for Provider Services

- a) The Department will solicit proposals for the provision of Community Care Program (CCP) services on a 6 Fiscal Year cycle, beginning with contracts effective July 1, 1993.
- b) Contracts issued prior to June 30, 1993 shall terminate

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- 1) To ensure all contracts are procured equitably, at least once every 6 years each County/Sub-Area/Region within all 102 Illinois counties will be opened for free and open competition for contracts to provide CCP homemaker, ~~housekeeper~~ and adult day care services.

- 2) An initial selection of at least one-third of the CCP contracts resulting from the Fiscal Year 1991 statewide solicitation shall be opened for competition by County/Sub-Area/Region, with contracts effective July 1, 1993. Thereafter, at least one-third of the CCP contracts, by County/Sub-Area/Region, shall be opened for solicitation and contract award every 2 years.

- 3) The Department shall offer a contract for a period of time not to exceed 6 years.

- 4) All areas except the City of Chicago and Suburban Cook County will be opened for solicitation by County.

- A) The City of Chicago and Suburban Cook County will be opened for solicitation by Sub-Area or Region: 5 Sub-Areas in the City of Chicago and 3 Regions in Cook County.
- B) No more than 2 Sub-Areas and 1 Region shall be randomly selected during any solicitation.

- C) Once a County/Sub-Area/Region has been randomly selected for solicitation in a scheduled procurement, that County/Sub-Area/Region cannot be randomly selected a second time during the 6 year contract effective period, except as noted in Section 240.1605(c).
- D) The Department reserves the right to a limited selection of additional Counties/Sub-Areas/Regions which may exceed the random selection for a scheduled 2 year procurement cycle.

- b) Contracts issued prior to June 30, 1993 shall terminate

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no later than June 30, 1997.

- c) If there is a change in the established fixed unit rate amount (refer to Subpart S of this Part), the Department shall exercise its 30 calendar day termination rights or mutual amendment rights in order to ensure implementation of the changed rate.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 240.1630 Criteria for Number of Provider Contracts Awarded
 The Department will establish in advance, and publish in the Official State Newspaper, the notice of the Request for Proposal (RFP) for services and the County(ies)/Sub-Area(s)/Region(s) to be opened for solicitation.

- a) In each County/Region, the Department prefers to contract with at least 2 providers for each service.
- 1) If the Department determines that one provider is sufficient to provide adequate service to Community Care Program clients in a County/Region, or if the caseload size is not sufficient to support 2 providers in a County/Region, the Director may determine that it is in the best interests of the Community Care Program to contract with a single provider in a County/Region.

- 2) Additional providers will be contracted with, on an as needed basis, to ensure that the best interests, as determined by the Department, of the client population are met.

- b) In each Sub-Area in the City of Chicago, the Department will contract with no more than 11 Sub-Area-wide providers for a specific service in a Sub-Area.

EXCEPTION: The Department will contract with no more than 86 Sub-Area-wide providers for homemaker-specific service in the City of Chicago's Northeast and Northwest service areas. The Department will not set any minimum or maximum number of adult day care service contracts to be awarded within any County/Sub-Area/Region, and will entertain proposals for

adult day care for a portion of a specified County/Sub-Area/Region.

- c) The Department may contract with additional providers in a restricted contract area (less than the full County/Sub-Area/Region) when it is demonstrated that the special needs of a racial and/or language minority and/or other population(s) residing within that restricted contract area can best be met by additional providers and/or when a provider is well-established and has a history of providing service to a restricted contract area.

- d) At no time can a provider serving an unrestricted contract area also serve a restricted contract area in the same County/Sub-Area/Region.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 240.1650 Classification of Provider Service Violations
 Failure(s) to comply with the contract/Department rules shall be identified and classified by the Department.

- a) In determining the classification assigned to each provider service violation, the Department shall consider the following:
 - 1) The severity of the violation.
 - 2) The danger posed by the violation to the health, safety and welfare of the client, based upon degree of client impairment and availability of support sources.
 - 3) The provider's efforts to correct violations.
 - 4) The volume and scope of violation(s).

- b) There are three classifications of violations: Type I, Type II, and Type III.
 - 1) Type I provider violations are client-centered violations which pose an imminent risk to the health, safety and welfare of the Community Care Program (CCP) Client, and represent situations where failure to correct the violation could

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result in the client's potential hospitalization or nursing home placement. Type I violations shall receive priority attention, requiring immediate (within 24 hours) correction to remove the risk environment. Permanent correction must be achieved within 60 calendar days.

- 2) Type II provider service violations are client-centered violations which pose a potentially serious risk to the client. These violations are to be corrected within 60 calendar days.
 - 3) Type III provider service violations are administrative violations which pose a very low risk to the client. The timeframe for correction of Type III violations shall be 60 calendar days or as established in an approved work plan.
- c) Provider service violations include, but are not limited to, violation of the following Community Care Program rules:

- 1) ~~Adult~~ day care standard requirements, as specified in Section 240.1550L.
- 2) ~~Adult~~ day care and in-home provider staffing requirements, as specified in Sections 240.1530T 240.1540 and 240.1555L.
- 3) ~~Special~~ services, as specified in Subpart JL.
- 4) ~~Provider~~ administrative minimum standards and responsibilities, as specified in Sections 240.1510, 240.1520 and 240.2020L.
- 5) ~~Service~~ components, as specified in Sections 240.210, 240.220, 240.230, 240.270 and 240.280L.
- 6) ~~Adult~~ day care and in-home provider staff qualifications and responsibilities, as specified in Sections 240.1535, 240.1545 and 240.1560L.
- 7) ~~Service~~ provision requirements, as specified in Section 240.915.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

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SUBPART S: RATES

Section 240.1920 Contract Specific Variations

The Department will consider reimbursing a providervender at a rate other than the established fixed unit rate to compensate for contract specific variations in cost. This consideration will be made under the following circumstances:

- a) there is evidence to suggest that a contract area currently served by a providervender will become "unserved" due to inadequate reimbursement by the State to cover costs. An adjusted rate will be used only after the "emergency contracting process", as defined in Section 240.1605, has shown that no providervender offered an emergency contract is willing to provide service in the contract area at the established fixed unit rate. The adjusted rate will then be determined through the competitive procurement process as defined in Section 240.1605.
- b) Once a contract area has established an adjusted rate, that rate shall be effective until such time as a new procurement process has been initiated.
- c) The adjusted rate contractor must still meet the requirements for ~~adult~~-housekeeping-and-homemaker providers as stated in Section 240.2020, and Section 240.2040.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 240.1930 Fixed Unit Rates of Reimbursement for ~~adult~~-Housekeeping-and-Homemaker Services

The Department will establish a fixed unit rates of reimbursement for ~~adult~~-housekeeping-and-homemaker services exclusive of those services as defined in Sections 240.270 and 240.280. The fixed unit rates of reimbursement will be published in the official state newspaper.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART T: FINANCIAL REPORTING

Section 240.2020 Financial Reporting of ~~adult~~-Housekeeping-and-Homemaker Services

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- a) Provider agencies will be required to submit a cost report, the Direct Service Worker Cost Certification as specified below. The report must be based upon actual, documented expenditures.

1) The report must be submitted annually, within 6 months of the end of the reporting period, and may be prepared as a part of the provider's annual audit.

2) The report may be on either a calendar year basis or the provider's fiscal year (once a provider has elected to base the report on a calendar or fiscal year, this election can be changed only upon written approval of the Department).

b) The cost report must demonstrate that the provider has expended a minimum of 73% of the total revenues due from the Department, to include the client incurred expense, for Direct Service worker costs as enumerated in Section 240.2050.

c) The cost report shall identify the provider's expenditures for Direct Service worker costs of Program Support costs, and Administrative costs as enumerated in Section 240.2050.

d) The accuracy of the report must be attested to by an authorized representative of the provider.

e) The Department reserves the right to require the provider to engage an independent certified public accounting firm to verify the information and data submitted by the provider if the Department is in possession of evidence to suggest the information and data submitted is inaccurate, incomplete or fraudulent. This audit will be performed at the provider's expense.

(Source: Amended at 18 Ill. Reg. ___, effective _____)
Section 240.2030 Unallowable Costs for ~~Home~~-Housekeeping-and-Homemaker Services

Certain costs shall not be considered by the Department in establishing a fixed rate of reimbursement for ~~Home~~-Housekeeping and homemaker services:

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- a) expenses resulting from transactions with related parties/parent organizations which are greater than the going market cost of the transactions to the provider;^{~~provider~~};

- b) non-straightline depreciation;
c) bad debts;
d) special benefits to owners, including owner and key-man life insurance;
e) compensation to non-working owners and officers;
f) discounts, rebates, allowances, and charity grants offered by the agency;
g) entertainment expenses;
h) fund-raising;
i) legal fees for litigation with governmental agencies;
j) awards, grants and gifts to individuals;
k) fines and penalties;
l) contingency funds; and
m) losses on other grants and contracts.

(Source: Amended at 18 Ill. Reg. ___, effective _____)
Section 240.2040 Minimum Direct Service Worker Costs for ~~Home~~-Housekeeping-and-Homemaker Services

- a) Providers^{~~Provider~~} are required to expend a minimum of 73% of the total revenues due from the Department, to include the client incurred expense, for Direct Service Worker Costs, as enumerated in Section 240.2050 during a reporting year.

- 1) This percentage is to be adhered to on a statewide basis.
2) The remaining 27% of the total revenues may be spent by the provider^{~~Provider~~} agencies at their

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discretion on Administrative or Program Support costs, also delineated in Section 240.2050.

b) Failure of the provider~~vendor~~ to meet the requirements in subsection (a) above may result in the following:

- 1) The provider~~vendor~~ will be required to submit and observe a Department-approved corrective action plan which may include provider~~vendor~~ payments to current direct service workers in an amount which will, in total, bring the provider~~vendor~~ into compliance with the requirements in subsection (a) above.
 - 2) Failure by the provider~~vendor~~ to submit and/or observe a corrective action plan shall result in the following Department sanctions:
 - A) closure of intake (all or some contracts) for a period of time provided by written notice to the provider~~vendor~~; or
 - B) termination (all or some contracts).
- (Source: Amended at 18 Ill. Reg. _____, effective _____)
- Section 240.2050 Cost Categories for ~~Chore Housekeeping and Homemaker Services~~
- Providers of ~~chore housekeeping and homemaker services~~ for which a fixed rates ~~is~~ ~~are~~ established will provide for cost reporting based on the following categories:
- a) Direct Service Worker costs (costs paid to or on behalf of direct service workers) which may include:
 - 1) wages, time paid on behalf of the worker (i.e., vacation, sick leave, holiday and personal leave);
 - 2) health coverage, life insurance and disability insurance;
 - 3) retirement coverage;
 - 4) FICA;
 - b) NOTICE OF PROPOSED AMENDMENTS
- 5) uniforms;
 - 6) workers compensation;
 - 7) FUTA;
 - 8) travel time and travel reimbursement;
 - 9) unemployment insurance; and
 - 10) other costs approved, in advance, as direct service costs by the Department.
- b) Administrative Costs:
 - 1) personnel:
 - A) administrator;
 - B) assistant administrator;
 - C) accountant/bookkeeper;
 - D) clerical;
 - E) other office staff;
 - F) other personnel expenses;
 - 2) consultant:
 - A) auditors;
 - B) management consultants;
 - C) management fees from the parent organization;
 - D) other related consultant costs;
 - E) other consultant expenses;
 - 3) non-personnel:
 - A) office supplies;
 - B) office equipment (expense or depreciation

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- based upon company policy);
- C) telephone/telegraph;
 - D) conferences, conventions, meeting expenses;
 - E) subscriptions and reference materials;
 - F) postage and shipping;
 - G) advertising;
 - H) outside printing and art work;
 - I) membership dues;
 - J) moving and recruiting;
 - K) other general operating expenses;
 - L) profit;

- 4) occupancy:
- A) depreciation;
 - B) amortization of leasehold improvements;
 - C) rent;
 - D) property taxes;
 - E) interest;
 - F) other related occupancy costs.

- c) Program Support Costs which include all allowable costs not specifically made a part of direct service costs or administrative costs. These may include:
- 1) training expenses;
 - 2) malpractice insurance;
 - 3) direct service worker supervisor costs.

(Source: Amended at 18 Ill. Reg. ___, effective _____)

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- 1) Heading of Part: Cooperative Groundwater Protection Program
- 2) Code Citation: 8 Ill. Adm. Code 257
- 3) Section Numbers: Proposed Action:
- | | |
|---------|-------------|
| 257.10 | New Section |
| 257.20 | New Section |
| 257.30 | New Section |
| 257.40 | New Section |
| 257.50 | New Section |
| 257.60 | New Section |
| 257.70 | New Section |
| 257.80 | New Section |
| 257.90 | New Section |
| 257.100 | New Section |
- 4) Statutory Authority: Illinois Environmental Protection Act (415 ILCS 5/14.6); the Illinois Pesticide Act (415 ILCS 60/8.2.E); the Illinois Lawn Care Products Application and Notice Act (415 ILCS 65/6); and the Illinois Fertilizer Act of 1961 (505 ILCS 80/1 et seq.).
- 5) A Complete Description of the Subjects and Issues Involved:
The proposed rule addresses monitoring, structural, operational, and closure requirements of an agricultural facility, lawncare facility, central distribution facility and other affected facility which is wholly or partially located within a potable water supply well setback zone or regulated recharge area. The rulemaking is to provide a groundwater protection program for affected facilities which includes equivalent protection to that provided by 35 Ill. Adm. Code 615 and 616, designed specifically for facilities engaged in the storage and handling of pesticides and fertilizers.
- 6) Will this proposed rule replace an emergency rule in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
Yes, refer to Section 257.30.
- 8) Does this proposed rule contain incorporations by reference?
- 9) Are there any other amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: Proposed Rule does not affect units of local governments.

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- 11) Time, Place and Manner in which interested persons can comment on this proposed rulemaking: A 45-day written comment period will be granted for receiving comments from the public. This comment period will begin on the day the notice of rulemaking appears in the Illinois Register. Comments should be sent to Judith Lozier, General Counsel, Department of Agriculture, State Fairgrounds, P.O. Box 19281, Springfield, Illinois 62794-9281.

The proposed rulemaking may have an impact on small businesses. In accordance with Sections 3.01 and 4.03 of the Illinois Administrative Procedure Act, small businesses may present their comments to the Director as outlined above.

B) Initial Regulatory Flexibility Analysis:

- A) Types of small businesses affected: agrochemical facilities, lawncare facilities, central distribution facilities, or other affected facilities.

- B) Reporting, bookkeeping or other procedures required for compliance: Groundwater or alternative monitoring result reports, accumulated precipitation discharge records, permits and permit modifications, inspection and maintenance records, and attendance of training session records all must be recorded, filed and maintained as part of the proposed rule.

- C) Types of professional skills necessary for compliance: Basic understanding of site soils and geology; ability to understand and prepare facility reports and permit application.

The full text of the Proposed Rules begins on the next page:

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TITLE 8: AGRICULTURE AND ANIMALS
CHAPTER I: DEPARTMENT OF AGRICULTURE
SUBCHAPTER I: PESTICIDE CONTROL

PART 257

Cooperative Groundwater Protection Program

Section	Definitions	Scope and Application	Incorporation by Reference
257.10	Definitions	Scope and Application	Incorporation by Reference
257.20			
257.30			
257.40			
257.50			
257.60			
257.70			

Section	Definitions	Scope and Application	Incorporation by Reference
257.80	Definitions	Scope and Application	Incorporation by Reference
257.90			
257.100			

AUTHORITY: Implementing and authorized by the Illinois Environmental Protection Act (415 ILCS 5/14.6), the Illinois Pesticide Act (415 ILCS 60/8.2.E), the Illinois Lawn Care Products Application and Notice Act (415 ILCS 65/6) and the Illinois Fertilizer Act of 1961 (505 ILCS 80/1 et seq.).

SOURCE: Adopted at ____ Ill. Reg. ____ effective _____

Section 257.10 Definitions

Definitions for this Part can be located in Section 2 of the Lawncare Products Application and Notice Act (415 ILCS 65/1 et seq.), Section 3 of the Illinois Fertilizer Act of 1961 (505 ILCS 80/1 et seq.), and Section 4 of the Illinois Pesticide Act (415 ILCS 60/1 et seq.). The following definitions shall also apply to this Part:

"Activity" means a unit for the storage and related handling of pesticides or fertilizers at an agricultural or lawncare facility.

"Community Water Supply" means a public water supply which serves at least 15 service connections used by residents or regularly serves at least 25 residents for at least 60 days per year.

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"Agrichemicals" means pesticides or commercial fertilizers, at a facility, but does not include anhydrous ammonia fertilizer material.

"Agrichemical facility" means a site used for commercial purposes, where bulk pesticides are stored in a single container in excess of 300 gallons of liquid pesticide or 300 pounds of dry pesticide for more than 30 days per year or where more than 300 gallons of liquid pesticide or 300 pounds of dry pesticide are being mixed, repackaged or transferred from one container to another, within a 30-day period or a site where bulk fertilizers are stored, mixed, repackaged or transferred from one container to another.

"Agrichemical Spill" means a release outside an operational area containment or secondary containment structure involving more than 25 gallons of liquid fertilizer or 100 pounds of dry fertilizer or 5 pounds of liquid or dry active ingredient equivalent of pesticides except for reportable substances it means when the amount spilled equals or exceeds the reportable quantity (RQ) for those chemical substances.

"Alterations" means permanent changes in activities or processes at a facility or changes in stored and handled product mix which do not modify the efficiency of containment structures or systems.

"Category A Geologic Vulnerability" means the geologic material associated with a community water supply well with a 400 foot minimum setback zone deriving water from an unconfined shallow fractured or highly permeable bedrock formation or from an unconsolidated and unconfined sand and gravel formation. For any other potable water supply well, it means that Class I or III groundwater is located at or within 20 feet of the land surface or as determined from on-site hydrogeologic conditions and the top of such potable well screen or open interval is less than or equal to fifty (50) feet from the land surface.

"Category B Geologic Vulnerability" means the geologic material associated with a community water supply well with a 200 foot minimum setback zone not deriving water from an unconfined shallow fractured or highly permeable bedrock formation or from an unconsolidated and unconfined sand and gravel formation. For any other potable water supply well, it means that Class I or III groundwater is located more than 20 feet from the land surface or as determined from on-

site hydrogeologic conditions.

"Central distribution facility" means a site that is not an agrichemical facility that is used for the storage and related handling of pesticides and/or fertilizers at a central location for the purpose of distribution to retail sales outlets.

"Commercial" means buying and selling agrichemicals and agrichemical services for compensation.

"Detection" means the identification of a contaminant in a sample at a value equal to or greater than the:

METHOD DETECTION LIMIT or MDL, which means the minimum concentration of a substance that can be measured as reported with 99 percent confidence that the true value is greater than zero pursuant to 54 Fed. Reg. 22100; or METHOD QUANTITATION LIMIT or MQL, which means the minimum concentration of a substance that can be measured and reported pursuant to "Test Methods for Evaluating Solid Wastes, Physical/Chemical Methods".

"Existing activity" means an activity that was in operation or for which there was commencement of construction on or before the effective date of these regulations.

"Groundwater" means groundwater as defined in the Illinois Groundwater Protection Act (415 ILCS 55/1 et seq.).

"Lawncare facility" means a site used by an applicator for hire for the storage and related handling of pesticides or the storage, maintenance, or washing of pesticide application equipment or vehicles.

"Load or loading" means the transfer of formulated pesticide at a facility from facility storage to application equipment resulting in use dilutions or the transfer of bulk pesticides to field nursing transportation equipment or the transfer of liquid fertilizer or dry fertilizer at facilities from facility storage to application equipment or the field nursing transportation equipment.

"Mini-bulk container" means a portable container which is designed for transportation and has a capacity of not less than 100 gallons nor more than 660 gallons.

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"Minimal consequence" means that an agrichemical spill has been responded to in a timely and appropriate manner and that the Department has no reason to believe that adverse impacts will result from such incident.

"Modification" means changes in structures, processes or activities at a facility which, change the efficiency or effectiveness of the containment structures or systems, i.e., changes in capacity.

"New activity" means an activity that is not an existing activity.

"Non-Community Water Supply" means a public water supply that is not a community water supply, and has at least 15 service connections used by nonresidents, or regularly serves 25 or more nonresident individuals daily for at least 60 days per year.

"Operational activity" means loading, unloading, and mixing of agrichemicals and or the cleaning of transportation or application equipment at a facility.

"Operational area" means an area or areas at the facility where agrichemicals are loaded, unloaded, mixed, repackaged, or where agrichemicals are cleaned and washed from application, storage or transportation equipment.

"Operational area containment structure or system" means any structure or system used to intercept, prevent runoff or leaching, and contain spills and residues containing agrichemicals from operational activities such as loading, unloading, mixing, and equipment washing and rinsing.

"Packaged goods" means portable containers which are designed for transportation and have capacities of less than 100 gallons.

"Poly-materials" means any non-metallic, natural or synthetic compound or mixture of compounds created by the process of polymerization which, in its rigid form, can be used for the construction of agrichemical storage vessels (e.g. polyethylene, polyolefins, polyvinyl chloride, etc.). For the purposes of this Part, this definition shall also include all materials generally referred to as plastic or rubber.

"Regulated Recharge Area" means a compact geographic area,

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"as determined by the Pollution Control Board, the geology of which renders a portable resource groundwater particularly susceptible to contamination.

"Reportable quantity" or "(RQ)" means a quantity that equals or exceeds the reportable quantity for substances listed in the Appendix to 49 CFR 172.101 (1988) or in Appendix A of 40 CFR 355 (1988).

"Reportable substance" means any substance listed in the Appendix to 49 CFR 172.101 (1988) or in Appendix A of 40 CFR 355 (1988).

"Secondary containment structure" means any structure or basin used to contain agrichemical spills and prevent runoff or leaching from bulk agrichemical containers.

"Setback Zone" means a geographic area, established under the Illinois Environmental Protection Act (415 ILCS 5/14.2 or 14.3), containing a potable water supply well or potential source or potential route, having a continuous boundary, and within which certain prohibitions or regulations are applicable in order to protect groundwaters.

"Underground water" means underground water as defined in the Illinois Groundwater Protection Act (415 ILCS 55/1 et seq.).

"Unload or unloading" means the transfer at a facility of formulated pesticide in an unaltered state from the transport vehicle into facility storage or the transfer of bulk commercial fertilizer in an unaltered state from the transport vehicle into facility storage.

"Vadose zone" means the area beneath the land surface which contains underground water that is not groundwater.

Section 257.20 Scope and Application

This Part shall apply to facilities that have filed with the Illinois Department of Agriculture either a written notice of intent or certified intent to be subject to the provisions of Section 14.6 of the Illinois Environmental Protection Act (415 ILCS 5/14.6) and have an activity located within a potable water supply well setback zone, have an existing activity located within a distance from the wellhead of a community water supply well to the activity not to exceed 2500 feet in a regulated recharge area, or have a new activity located within a regulated

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recharge area. Sections 257.40 and 257.50 shall only apply to activities at agrichemical or lawncare facilities located wholly or partially within a minimum setback zone, maximum setback zone or regulated recharge area.

Section 257.30 Incorporation by Reference

The Department incorporates the following material by reference:

ASTM. American Society for Testing Materials, 1976 Race Street, Philadelphia, PA 19103 (215) 299-5585

"Ground Water and Vadose Zone Monitoring", ASTM STP 1053, 1990, pp. 7-24.

"Standard Guide for Pore-Liquid Sampling in the Vadose Zone", ASTM D4696-92, June 1992, pp. 984-1014.

NTIS. National Technical Information Service, 5285 Port Royal Road, Springfield, VA 22161 (703) 487-4600.

"Methods for Chemical Analysis of Water and Wastes," EPA Publication No. EPA-600/4-79-020, (March 1983), Doc. No. PB 84-128677

"Methods for the Determination of Organic Compounds in Drinking Water", EPA, EMSL, EPA-600/4-88/039 (Dec. 1988), Doc. No. PB 89-220461

"Practical Guide for Ground-Water Sampling", EPA Publication No. EPA/600/2-85/104 (September 1985), Doc. No. PB 86-137304

"Test Methods for Evaluating Solid Wastes, Physical/Chemical Methods", EPA Publication No. SW-846 (Third Edition, 1986, as amended by Revision I (December 1987), Doc. No. PB 89-148076

Section 257.40 Facility Review Report

- a) This Section applies to activities at agrichemical or lawncare facilities, except for Class A and B lawncare facilities, located wholly or partially within a minimum setback zone, maximum setback zone or regulated recharge area.
- b) For an activity located within a minimum setback zone(s), a facility review shall be conducted by the owner or operator

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based on the following compliance schedule.

- 1) A facility review report shall be submitted to the Department no later than March 31, 1994, for a site located in a category A geologic vulnerability area.
- 2) A facility review report shall be submitted to the Department no later than June 30, 1994, for a site located in a category B geologic vulnerability area.
- c) For an activity located within a maximum setback zone(s), a facility review shall be conducted by the owner or operator based on the following compliance schedule.
 - 1) A facility review report shall be submitted to the Department no later June 30, 1994, or within 90 days after the effective date of a maximum setback zone ordinance or regulation, whichever is later, for a site located in a category A geologic vulnerability area.
 - 2) A facility review report shall be submitted to the Department no later than September 30, 1994, or within 90 days after the effective date of a maximum setback zone ordinance or regulation, whichever is later, for a site located in a category B geologic vulnerability area.
- d) On or after September 30, 1994, for an activity located within a regulated recharge area, the owner or operator shall submit a facility review report within 90 days after the effective date of the recharge area regulation.
 - 1) description of the affected potable water well's applicable setback zone(s) in relation to the site.
 - 2) location of the site on a 7.5 minute topographic map.
 - 3) description of the site geologic vulnerability as category A or category B, utilizing information from existing sources including but not limited to the following:
 - A) Illinois State Geological Survey's "Potential for Agricultural Chemical Contamination of Aquifers
- e) The owner or operator shall conduct a facility review and prepare a report that consists of the following, at a minimum:
 - 1) description of the affected potable water well's applicable setback zone(s) in relation to the site.
 - 2) location of the site on a 7.5 minute topographic map.

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Map"; and

B) geologic well logs; or

C) on-site investigation.

4) evaluation of the on-site facility well integrity to determine if such well has been constructed (or reconstructed) to meet the Illinois Water Well Construction Code (415 ILCS 30/1 et seq.) and 35 Ill. Adm. Code 920.

5) description of the proposed monitoring program.

f) The Department shall determine whether the Facility Review Report is:

1) incomplete; or

2) substantially complete and monitoring may proceed accordingly while deficiencies are corrected; or

3) complete as submitted.

If a Facility Review Report is incomplete or substantially complete, the Department shall specify the time frame for correction of the deficiencies. The Department shall approve or reject with reasons therefor the Facility Review Report within 90 days.

- g) The Department shall coordinate with the Agency on the facility review process for community and non-community water supply wells. Within three business days of receipt of a facility review report related to a community and non-community water supply well, the Department shall forward a copy of the report to the Agency. The Agency may provide a written response regarding the adequacy of the report within 60 days of receipt. When such written response is provided, concurrence from the Agency shall be obtained by the Department for the final action to be taken regarding the report.
- h) The owner or operator shall implement a monitoring program based on the Department's determination regarding the Facility Review Report and the requirements of this Section. In a minimum setback zone, such monitoring program shall be operable no later than 120 days after the Department's determination. In a maximum setback zone or regulated recharge area, such monitoring program shall be operable no later than 120 days after receipt of a notice to proceed from the Department. The monitoring program for activities at a facility within a setback zone or regulated recharge area shall consist of one of the following:
- 1) groundwater monitoring from an on-site facility water well(s) or a monitoring well(s); or
 - 2) alternate monitoring program approved by the Department.
- i) An alternate monitoring program within minimum setback zones, maximum setback zones, or regulated recharge areas shall provide for:
- 1) adequate characterization of on-site conditions; and
 - 2) detection capability within or above the vadose zone at the facility.
- The Department shall consult with the Agency during development of the alternate monitoring procedures.
- j) Within three (3) days of occurrence, the owner or operator of an agricultural or lawncare facility, except Class A or B lawncare facilities, shall provide the Department written notification of all agricultural spills. The written notification shall include the following:
- 1) date, time, and location of the occurrence;
 - 2) the type and amount of the agricultural(s) involved;
 - 3) the response action taken; and
 - 4) the results associated with the response action.
- k) Groundwater monitoring within a minimum setback zone shall

Section 257.50 Site Monitoring

- a) This Section applies to activities at agricultural or lawncare facilities, except for Class A and B lawncare facilities, located wholly or partially within a minimum

be conducted as follows:

- 1) quarterly monitoring in a category A geologic vulnerability area for five years except that monitoring may be conducted semi-annually after the first year upon approval by the Department.
 - 2) semi-annual monitoring in a category B geologic vulnerability area for five years except that monitoring may be conducted annually after the second year upon approval by the Department.
 - 3) A facility request to alter the monitoring schedule or to discontinue monitoring shall include all monitoring results. Monitoring may be altered or discontinued upon approval by the Department if there were no confirmed pesticide detections and nitrate-nitrogen levels had not exceeded 10 mg/l during the following specified periods:
 - A) two (2) consecutive years of monitoring for alteration; or
 - B) five (5) consecutive years of monitoring for discontinuance.
 - 4) monitoring shall be resumed in accordance with subsection (g) if an agrichemical spill occurs at the facility unless the Department determines that such incident was of minimal consequence.
 - f) The Department may require groundwater monitoring or an alternate monitoring program at a facility that is located within a maximum setback zone and is within a category A geologic vulnerability area when the Department is advised that a facility represents a significant hazard as determined by a groundwater protection needs assessment, an advisory of groundwater contamination hazard, or a hazard review pursuant to Section 17.1 of the Illinois Environmental Protection Act (415 ILCS 5/17.1).
 - 1) Upon receipt of such advisory, the Department shall notify the facility of this advisory and allow the facility 15 days to provide a written response.
 - 2) The Department, within 30 days of when it is advised that a facility represents a significant hazard, shall provide a notice to proceed to the owner or operator of
- the affected facility when the Department determines that monitoring will be required. Such notice shall include a summary of the existing conditions which have resulted in the determination to require monitoring. In making such determination, the Department shall consider the following:
- A) the information provided in the groundwater protection needs assessment, the advisory of groundwater contamination hazard, or the hazard review;
 - B) the operating history of the facility; and
 - C) the current and future agrichemical activities associated with the facility.
- 3) If groundwater monitoring is required pursuant to this subsection, it shall be conducted as follows:
- A) semi-annually for five years except that after the second year the Department may approve monitoring on an annual basis;
 - B) A facility request to alter or discontinue monitoring shall include all monitoring results. Monitoring may be altered or discontinued upon approval by the Department if there were no confirmed pesticide detections and nitrate-nitrogen levels had not exceeded 10 mg/l during the following specified periods:
 - i) two (2) consecutive years of monitoring for alteration; or
 - ii) five (5) consecutive years of monitoring for discontinuance.
 - C) Monitoring shall be resumed in accordance with subsection (g) if an agrichemical spill occurs at the facility unless the Department determines that such incident was of minimal consequence.
- g) The Department may require groundwater monitoring or an alternate monitoring program at a facility where an agrichemical spill(s) has occurred after the effective date of this Part. In making a determination regarding post-agrichemical spill monitoring, the Department shall

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consider:

- 1) the operating history of the facility;
- 2) the number and severity of agrichemical spills that have occurred at the facility;
- 3) response actions at the facility; and
- 4) the potential adverse impacts on groundwater.

When post-agrichemical spill groundwater monitoring is required for facilities located in minimum setback zones, the owner or operator shall perform the monitoring as specified in subsection (e). For facilities located in a Category A maximum setback zone, the owner or operator shall perform the monitoring as specified in subsection (f). For facilities located in a Category B maximum setback zone or regulated recharge area, semi-annual monitoring shall be required for three years except that after the second year the Department may approve monitoring on an annual basis. A facility request to alter monitoring shall include all monitoring results. For facilities located in a Category B maximum setback zone or regulated recharge area, monitoring may be altered upon approval by the Department if there were no confirmed pesticide detections and nitrate-nitrogen levels had not exceeded 10 mg/l during two (2) consecutive years of monitoring.

h) The owner or operator may file a request to discontinue monitoring for a facility located in a category B maximum setback zone or regulated recharge area provided there were no monitoring results that exceed the criteria specified in subsection (k) for three years after the start of the monitoring period. A facility request to discontinue monitoring pursuant to this subsection shall include all monitoring results. Monitoring shall be resumed in accordance with subsection (g) if an agrichemical spill occurs at the facility unless the Department determines that such incident was of minimal consequence.

i) A groundwater monitoring program shall provide for:

- 1) sampling and analysis procedures that are designed to ensure monitoring results that provide a reliable indication of groundwater quality below the activity. At a minimum the program shall include procedures and techniques for:

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- A) sample collection;
 - B) sample preservation and shipment;
 - C) analytical procedures; and
 - D) chain of custody control.
- 2) sampling and analytical methods that are appropriate for groundwater monitoring and that allow for detection and quantification of contaminants specified in this Section, and that are consistent with the sampling and analytical methods specified in Section 257.20. Appropriate immunoassay screening tests and procedures approved by the Department may be used in combination with the analytical procedures.
 - 3) a minimum of five pesticides as approved by the Department. In selecting the appropriate pesticides to monitor the following criteria shall be considered:
 - A) the volume and quantity of the pesticides stored, disposed of, or otherwise handled at the facility; and
 - B) there is a groundwater standard for such parameter; or
 - C) if there is no groundwater standard, a health advisory level established by USEPA or under 35 Ill. Adm. Code 620. Subpart F; and
 - D) physical and chemical properties of the pesticides indicate the potential for transport to groundwater.
 - 4) nitrate as nitrogen shall be monitored where nitrogen fertilizer is stored or handled.
- j) All monitoring results shall be maintained on-site and be available for review on request by the Department.
 - k) Results of groundwater monitoring shall be submitted, where constituent concentrations exceed 50% of the groundwater standard(s) for pesticide(s), to the Department within 60 days after completion of sampling. Results for nitrate that exceed the groundwater standard shall also be submitted to the Department within 60 days after completion of sampling.

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This submission shall address the following:

- 1) evaluate the significance of the results; and
 - 2) provide a description of the response action taken.
- 1) The Department may consider whether the owner or operator reasonably demonstrates that during review of the information provided under subsection (k) that groundwater contamination was a result of:
- 1) residual contamination from a prior agricultural spill(s) where appropriate action has already been taken; or
 - 2) the source of contamination is not due to an on-site agricultural spill(s); or
 - 3) the source of contamination was due to an agricultural spill(s) prior to the effective date of this Part and which remains subject to other applicable provisions of existing state or federal laws or regulations adopted thereunder.
- m) Results of alternate monitoring shall be submitted as required by the Department. This submission shall address the following:
- 1) evaluate the significance of the results; and
 - 2) provide a description of the response action taken.
- n) The Department may consider whether the owner or operator reasonably demonstrates that during review of the information provided under subsection (m) that contamination was a result of:
- 1) residual contamination from a prior agricultural spill(s) where appropriate action has already been taken; or
 - 2) the source of contamination was due to an agricultural spill(s) prior to the effective date of this Part.

- o) The Department shall evaluate the response action taken under subsection (k) or subsection (m), advise the owner or operator in writing regarding these findings, and provide a time frame for correction of any deficiencies. In

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Performing the evaluation, the Department shall consider the following:

- 1) evaluate the extent and severity of on-site contamination;
 - 2) the presence of potentially affected off-site water supply wells;
 - 3) the frequency of monitoring; and
 - 4) the appropriateness of the response.
- p) The Department shall ensure that potential impacts on off-site water supply wells are evaluated and considered when making determinations about the adequacy of response actions. Such assurance shall include, when appropriate, water well sampling at a frequency and duration that is commensurate with the on-site conditions that caused the response action. The Department shall also coordinate its activities under this subsection with the Illinois Department of Public Health or local health department so that those off-site wells that are most likely to be impacted are afforded this consideration.

Section 257.60 Permits and Permit Modifications

- a) An Agrichemical Facility Permit or Lawncare Containment Permit issued by the Department shall be obtained for each existing and new facility affected by this Part. Permit applications shall be submitted on forms provided by the Department. The application shall be accompanied by engineering plans and specifications for any construction or modification to be accomplished pursuant to the permit. Such plans and specifications shall be prepared by an Illinois Professional Engineer when required by the provisions of the Illinois Professional Engineering Act (225 ILCS 325/1 et seq.). A Permit shall be obtained before the commencement of any construction necessary to meet the compliance date, as determined by the applicable subsection(s) below. A Permit must be amended before the commencement of any modification to the facility. A Permit amendment shall not be required for alterations at the facility. A Permit will be transferred to a new owner or operator upon written notification by the permittee to the Department. Permits shall be renewed every 5 years.

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- b) An application for a Permit submitted by a corporation shall be signed by a principal executive officer of at least the level of vice president, or a duly authorized representative who is responsible for the overall operation of the facility described in the application. In the case of a partnership or a sole proprietorship, the application shall be signed by a general partner, a facility manager, or the proprietor respectively. In the case of a publicly owned facility, the application shall be signed by either a principal executive officer, ranking official or a duly authorized employee.
- c) The Department shall issue a Permit within 90 days after receipt of the application, provided the documents accompanying the application indicate that the facility will be in compliance with the provisions of 8 Ill. Adm. Code 255, 8 Ill. Adm. Code 256, the provisions of this Part, as applicable, and the Environmental Protection Act. (415 ILCS 5/1 et seq.). In addition to completed application forms, documents which must be submitted include a location area map, detailed plot plan of the facility and any additional information the applicant or the Department deem necessary to fully describe the project. A Permit issued "with conditions" means that the facility is deficient in some area in order to meet full compliance with the beforestated rules. A Permit with conditions would be issued if the operation of the facility during the period of time that the facility owner was correcting the deficiency does not jeopardize the environment. If the Department fails to grant or deny the Permit as requested or issue with conditions within 90 days from the date of receipt of the application, the applicant may deem the Permit granted for a one year period commencing on the 91st day after the application was received. If the application for a Permit is denied, the Department shall notify the applicant in writing as to why the permit was denied.
- d) Facilities holding permits issued prior to the effective date of this Part shall file with the Department a request for permit modification which shall address any modifications to the facility required under this Part. Such filing shall occur within 180 days of the effective date of this Part. Construction of permitted facilities shall be completed within 180 days of permit issuance. If no facility modifications are required by the provisions of this Part, no permit modification shall be required.
- e) An agricultural facility general class permit issued by the Department shall be obtained by the owner or operator of a central distribution facility.

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- central distribution facility affected by this Part. The central distribution facility affected by this Part shall file with the Department an application for permit within 180 days of the effective date of this Part. Construction of permitted facilities shall be completed within 180 days of permit issuance.
- f) Experimental Permits
- 1) To best aid the improvement of agrichemical containment technology, the Department shall issue Experimental Permits for containment processes or techniques that do not satisfy the requirements of this Part, provided the applicant submits a registered professional engineer's statement certifying that the design includes appropriate safeguards (i.e., quality control, quality assurance, and supportive analytical data) to ensure that the process or technique has a reasonably substantial chance for success (i.e., the quality control for the experimental design will indicate if there is any malfunction).
 - 2) A valid Experimental Permit shall constitute a prima facie defense to any action brought against the permit holder for a violation of the Rules of this Part, but only to the extent that such action is based upon the failure of the process or technique.
 - 3) All Experimental Permits shall have a duration not to exceed two years.
 - 4) Application for renewal of an Experimental Permit shall be submitted to the Department at least 90 days prior to the expiration of the existing permit. To the extent the information to be supplied for renewal is identical with that contained in the prior permit application, the applicant shall so note on the renewal application, the application shall not require the submittal of data and information submitted with the original application.
- Section 257.70 General Class Permits for Central Distribution Facilities
- a) There shall be an agrichemical facility general class permit available for issuance by the Department to an owner or operator of a central distribution facility. In addition to

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- completed application forms available from the Department, a submittal for an agrichemical facility general class permit shall include a location area map, a detailed plot plan of the facility, engineering plans of the containment structures, and any additional information the applicant or the Department deems necessary to fully describe the project.
- b) All filled mini-bulks and packaged goods at a central distribution facility shall be warehoused in a designated secondary containment structure on a surface with a hydraulic conductivity not to exceed 1×10^{-6} cm/sec constructed and 10^{-5} cm/sec maintained. The surface shall be constructed of an impervious material compatible with the products being stored and capable of being properly decontaminated. There shall not be penetrations in the floor and all existing floor drains shall be sealed with a non-shrink grout.
- c) The designated secondary containment structure shall include a minimum of a four (4) -inch curb or other flow-diverting structure or system to allow for the interception and retention of spilled materials within the secondary containment area. The surface shall be constructed of an impervious material compatible with the products being stored and capable of being properly decontaminated. There shall not be penetrations in the floor and all existing floor drains shall be sealed with a non-shrink grout. This requirement shall only apply to facilities which store at least 300 gallons or 300 pounds of pesticides; or 1,500 gallons of fertilizers in mini-bulks and packaged goods at any one time.

- In addition to the requirements included in 8 Ill. Adm. Code 255 for agrichemical facilities, 8 Ill. Adm. Code 256 for lawncare facilities, and Section 257.70 of this Part for central distribution facilities, the following shall be required of facilities affected by this Part:
- a) The use of underground structures, pits, or piping for the storage or transport of product, rinsates, wash water, or recycled liquid at any facility affected by this Part is prohibited. This prohibition shall not include sumps or wet wells which are used for the transfer of product, rinsates, wash water, or recycled liquid provided these structures maintain a detention time of seventy-two (72) hours or less.

- b) All pesticide-related operational containment structures located at an agrichemical facility subject to 8 Ill. Adm. Code 255 shall be covered/protected from precipitation. This requirement shall include operational areas associated

with the impregnation of dry fertilizer with pesticides.

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- c) All bulk pesticide storage tanks installed at agrichemical facilities subject to the provisions of 8 Ill. Adm. Code 255 shall be prohibited from being constructed of poly-materials unless a distance not less than one-half the total tank height is maintained between the perimeter of the tank wall and the interior wall surface of the secondary containment structure.
- d) All filled mini-bulks and packaged goods shall be warehoused in a designated secondary containment structure on a surface with a hydraulic conductivity not to exceed 1×10^{-6} cm/sec constructed and 1×10^{-5} cm/sec maintained. The surface shall be constructed of an impervious material compatible with the products being stored and capable of being properly decontaminated. The designated secondary containment structure shall include a minimum of a four (4) -inch curb or other flow-diverting structure or system to allow for the interception and retention of spilled materials within the secondary containment area. The minimum four (4) -inch curb or other flow-diverting structure or system shall completely surround the designated secondary containment structure. There shall not be penetrations in the floor and all existing floor drains shall be sealed with a non-shrink grout. This requirement shall only apply to facilities which store at least 300 gallons or 300 pounds of pesticides; or 1,500 gallons of fertilizers in mini-bulks and packaged goods at any one time.
- e) All transfer of agrichemicals between containers including loading, unloading, repackaging and mixing, and equipment cleaning performed at an agrichemical facility subject to the provisions of 8 Ill. Adm. Code 255 shall be conducted within a containment system designed to intercept, retain, and recover operational and accidental spillage, leakage, wash water, and agrichemical residues. Construction materials of containment structures shall be compatible with the products handled and maintained in a condition to retain recovered material until it is used or properly disposed of. A containment system for such transfer piping during either a loading or unloading operation shall consist of one of the following:
- 1) concentric piping, catch trays, trenches, raceways, etc., or
 - 2) annual pressure testing and visual inspection of the

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- piping if constructed of stainless steel, or
- 3) annual pressure testing and visual inspection of the piping if constructed of materials other than stainless steel and the piping is not allowed to stand full of material during periods of non-operation.

Section 257.90 Operation and Management Practice Requirements

In addition to the requirements included in 8 Ill. Adm. Code 255 regarding agricultural facilities and 8 Ill. Adm. Code 256 regarding lawncare facilities, the following operation and management practice requirements shall be followed at facilities affected by this Part:

- a) All containment structures, storage tanks, valves, and piping shall be visually inspected at least daily during the application season and maintained as necessary to assure compliance with this section. A written record of all inspections and maintenance shall be kept at the facility available for inspection by the Department. This requirement shall not be applicable to facilities issued general Class A or B lawncare containment permits.
- b) Clay-based containment structures may be used for the construction of fertilizer secondary containment at agricultural facilities subject to the provisions of 8 Ill. Adm. Code 255. Spilled materials held in clay-based secondary containment structures shall be removed within twenty-four (24) hours of detection unless the facility has notified and received approval from the Department. Direct discharge of collected precipitation from clay-based secondary containment structures shall be prohibited after a spill event until such time as the collected precipitation is demonstrated to be free of contaminants.
- c) Drip and catch pans shall be placed under valves, pumps and hose connections at agricultural and lawncare facilities where intermittent spillage has occurred.
- d) An agricultural facility shall require the transport vehicle operator to remain at the transport vehicle during all agricultural loading and unloading operations. All unloading of bulk pesticides at an agricultural facility shall be conducted over loading operational containment structures. The agricultural facility shall post emergency telephone numbers at the designated fertilizer unloading area. The Department may require the bulk unloading of fertilizers at an agricultural facility over operational area containment with a containment capacity of not less than 500 gallons based on facility past performance and management practices pursuant to 8 Ill. Adm. Code 255.110.
- e) The repair and maintenance of agricultural application systems associated with application devices at agricultural facilities and lawncare facilities shall be performed over operational area containment unless the device and the system have been thoroughly cleaned and rinsed. This requirement shall not be applicable to facilities issued general Class A or B lawncare containment permits.
- f) Agricultural facilities and lawncare facilities shall record the date and estimated amount of accumulated precipitation discharged from operational and secondary containment areas. The Department may require prior notification of discharge of collected precipitation from operational and secondary containment areas from selected facilities for a period of three (3) to six (6) months based on facility past performance and management practices pursuant to 8 Ill. Adm. Code 255.110 or 8 Ill. Adm. Code 256.70. Written records shall be maintained at the agricultural facility for possible inspection by Department personnel. These requirements shall not be applicable to facilities issued a general Class A lawncare containment permit.
- g) All mixing and loading activities at lawncare facilities shall be conducted over wash water containment areas.
- h) All facility containment operations personnel associated with agricultural facilities and lawncare facilities shall attend, at least once during the term of the facility permit, a training session offered by the Department regarding containment management and incident response. Programs offered by other sponsoring organizations may be utilized to meet this requirement provided that the Department has reviewed and approved the program content prior to its offering. The training session sponsoring organization shall issue, to all persons attending said training sessions, a certificate of participation. The sponsoring organization shall also maintain a record of all persons attending said training sessions and make such records available for inspection by the Department upon request. This requirement shall not be applicable to facilities issued general Class A or B lawncare containment permits.

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- 1) Agrichemical facilities subject to 8 Ill. Adm. Code 255 and central distribution facilities shall develop fire-fighting plans. These plans shall be filed with the local fire department and a copy retained on site for possible review by Department personnel.
- Section 257.100 Closure and Discontinuance of Operations**
- Facilities subject to this Part shall complete the following activities at the time of closure or discontinuance of operations:
- a) All products and waste materials containing pesticide or fertilizer chemicals shall be removed from the premises in the following manner:

- 1) For agrichemical facilities, agrichemical products, rinsates, wash waters, contaminated soils and other materials containing agrichemicals, and all agrichemical containers shall be removed from the agrichemical facility site and disposed of or utilized in a legally acceptable manner.
- 2) For lawncare facilities, lawncare products, rinsates, wash waters, contaminated soils and other materials containing lawncare chemicals, and all lawncare containers shall be removed from the lawncare facility and disposed of or utilized in a legally acceptable manner.
- 3) For central distribution facilities, the owner or operator shall remove all pesticide and fertilizer product from the central distribution facility, and shall remove or decontaminate all residues, contaminated containment system components, contaminated soils, structures and equipment.
- 4) For other facilities, the owner or operator of the facility shall remove all pesticide and fertilizer products from the site and shall remove or decontaminate all residues, contaminated containment system components, contaminated soils, structures and equipment.
- b) Facilities that were required to conduct monitoring during the active life of the site shall sample annually for a period of two years subsequent to closure or discontinuance of operations. The closure monitoring requirement may be

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- modified if it is determined by the Department that the monitoring is not required or an alternate monitoring schedule is more appropriate.
- c) In making such determinations the Department shall consider:
- 1) the operating history of the site relevant to citations for violations of applicable regulations;
- 2) the number and severity of pesticide and fertilizer spill(s) that have occurred at the site;
- 3) the results of active-life monitoring conducted by the facility; and
- 4) the degree of remediation and contaminant source removal carried out by the facility prior to closure.
- d) The Department shall coordinate such determination with the Agency for community and non-community water supply wells by notifying the Agency of the recommended action and providing a 60-day review period. The Agency may provide a written response regarding the adequacy of the determination. When such written response is provided, concurrence from the Agency shall be obtained by the Department for the final action to be taken.
- e) The owner or operator shall conduct monitoring in a manner consistent with the active life requirements for a facility except that all monitoring results shall be submitted to the Department.
- f) The completion of closure activities shall be certified as follows:
- 1) Agrichemical facilities and central distribution facilities: Within 60 days after the completion of the closure activities the owner or operator of the agrichemical facility shall submit, by registered or certified mail, a certification that all closure requirements have been met. The certification must be signed by the owner or operator and an Illinois registered professional engineer. The Department may accept a certification signed by an authorized qualified person other than a registered professional engineer provided documentation is furnished which indicates that person has the knowledge and professional experience to determine that all closure

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requirements have been satisfied.

- 2) **Lawncare facilities:** Within 60 days after the completion of the closure activities, the owner or operator of the lawncare facility shall certify and notify the Department of Agriculture in writing that all of the prescribed closure requirements have been met.

- 3) **Other facilities:** Within 60 days after the completion of the closure activities, the owner or operator of the facility shall certify and notify the Department in writing that all of the prescribed closure requirements have been met.

- 1) The Heading of the Part: Pay Plan
2) The Code Citation: 80 Ill. Adm. Code 310
3) Section Numbers: Proposed Action:
- | | |
|-----------------|---------|
| 310.290 | Amended |
| 310.450 | Amended |
| 310.455 | Amended |
| 310.530 | Amended |
| 310.540 | Amended |
| 310. Appendix C | Amended |
| 310. Appendix D | Amended |
| 310. Appendix G | New |
- 4) Statutory Authority:
Authorized by Section 8a(2) of the Personnel Code (111. Rev. Stat. 1991, ch. 127, par. 63b)(08a.2) [20 ILCS 415/8a.2]
- 5) A Complete Description of the Subjects and Issues Involved:

The following amendments to the Department of Central Management Services' Pay Plan reflect the Fiscal Year 1994 salary changes for those employees subject the Merit Compensation System Salary Schedule.

In Section 310.290, Out-of-State or Foreign Service Rate, the salary ranges are being increased to maintain the same differential above the appropriate in-state salary for that salary grade for that title for Fiscal Year 1994.

The Senior Public Service Administrator is being added to Section 310.290 with the salary range of \$4,281 - 9,485/monthly for the States of California and New Jersey, and \$3,787 - 8,390/monthly for all other states. This class will replace the Revenue Assistant Audit Field Manager and Revenue Field Audit Manager titles.

In Section 310.450, Procedures for Determining Annual Merit Increases, paragraph d) is being revised to reflect that only individuals evaluated at the Category 5 level shall not receive an increase in their present salary.

In Section 310.455, Intermittent Merit Increase, the intermittent merit increases are still suspended but the reference to date is being deleted.

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In Section 310.530, Implementation, paragraph a) is being revised to reflect the new fiscal year. In paragraph c), the reference to any employee with a performance review date of September 1, 1992, is being deleted.

In Section 310.540, Annual Merit Increase Guidechart, the guidechart is being revised to reflect the changes in allowable percentages in salary increases to the level of performance.

In Section 310, Appendixes C and D, the Medical Administrator Rates and the Merit Compensation System Salary Schedule, the salary ranges for those employees subject to the Merit Compensation section of the Pay Plan 1 is being increased by 4% on the minimum salary and 3% on the maximum salary for Fiscal Year 1994. The "Merit Pay Zone Limit" is being adjusted to maintain a 5% differential above the maximum salary.

In Section 310, Appendix G, Senior Public Service Administrator Salary Schedule, the minimum salary of Level I is being revised by 4% from \$38,000 to \$39,520. The maximum salaries of both Level I and II are being revised by 3% from \$65,000 to \$66,950 and \$85,000 to \$87,550, respectively for August 16, 1993.

6) Will this proposed rule replace an emergency rule currently in effect?

Yes.

7) Does this rulemaking contain an automatic repeal date? Yes No
If "yes", please specify date:

8) Do these proposed amendments contain any incorporations by reference?

No.

9) Are there any proposed amendments pending to this part? Yes

Section Numbers	Proposed Action	Ill. Reg. Citation
310.210	Amended	17 Ill. Reg. 7605 (May 28, 1993)
310.320	Amended	17 Ill. Reg. 7605 (May 28, 1993)
310. Appendix A, Table G	Amended	17 Ill. Reg. 7605 (May 28, 1993)
310. Appendix A, Table P	Amended	17 Ill. Reg. 7605 (May 28, 1993)

- 310. Appendix A, Table Q Amended
17 Ill. Reg. 7605
(May 28, 1993)
- 310.110 Amended
17 Ill. Reg. 12900
(July 22, 1993)
- 310.130 Amended
17 Ill. Reg. 12900
(July 22, 1993)
- 310. Appendix B Amended
17 Ill. Reg. 12900
(July 22, 1993)
- 310.495 Amended
17 Ill. Reg. 13789
(August 9, 1993)
- 310. Appendix G Amended
17 Ill. Reg. 13789
(August 9, 1993)

10) Statement of Statewide Objectives:

These amendments to the Pay Plan pertain only to State employees subject to the Personnel Code and do not set out any guidelines that are to be followed by local or other jurisdictional bodies within the State.

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Mr. Michael Murphy
Department of Central Management Services
Division of Technical Services
504 William G. Stratton Building
Springfield, Illinois 62706

Telephone: (217) 782-5601

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:
The Department of Central Management Services' Pay Plan does not affect private businesses. Amendments made to the Pay Plan are not subject to any guidelines or regulations of the Department of Commerce and Community Affairs.
- B) Types of small businesses affected:
None. The Department of Central Management Services' Pay Plan extends only to Personnel Code employees under the jurisdiction of the Governor.

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C) Reporting, bookkeeping or other procedures required for Compliance:

None.

D) Types of professional skills necessary for compliance: None.

The full text of the proposed amendments are identical to the emergency amendments which begins on page _____.

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1) Heading of the Part: Illinois Promotion Act Programs

2) Code Citation: 14 Ill. Adm. Code 510

Proposed Action:

- | | |
|-----------|-----------|
| Amendment | Amendment |

Section Numbers:

- | | |
|--------|--------|
| 510.20 | 510.50 |
| 510.60 | 510.70 |
| 510.80 | 510.85 |

4) Statutory Authority: The Illinois Department of Commerce and Community Affairs, having been created pursuant to Executive Order No. 3 (effective 1979), has been empowered to administer the Illinois Promotion Act, implement and authorized by Ill. Rev. Stat. 1991, ch. 127, pars. 200-21 et seq. [20 ILCS 665/1 et seq.].

5) A Complete Description of the Subjects and Issues Involved: Sections 510.20, 510.50, 510.60, 510.70, 510.80 and 510.85 of the Tourism Matching Grant Program rules are being amended to more accurately reflect the intent of the legislation. Section 510.20 is being amended to reflect the purpose of the Act, to increase job opportunities throughout the State, by promoting tourism attractions/events in areas that will generate overnight stays in lodging facilities. Section 510.50 is being amended to allow the Regional Tourism Councils to submit more than one grant submission per award period due to the multiple counties/areas they serve. Section 510.60 clarifies the application review timelines. Section 510.70, entitled Department Review Procedures, is being amended to reflect the amendments identified in Section 510.20. Section 510.80 is being amended to enforce Ill. Rev. Stat. 1991, ch. 127, pars. 200-31 [20 ILCS 665/11], and allow for a 10% increase of brochures for Department use, if requested. Section 510.85 is being amended to encourage grantees to notify the Department if any funds will not be utilized which can then be de-obligated and awarded to other grantees versus lapsing funds.

6) Will these proposed amendments replace an emergency rule currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Do these proposed amendments contain incorporations by reference? No.

9) Are there any proposed amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a state mandate as defined in Section 3(b) of the State Mandates Act (Ill. Rev. Stat. 1991, ch. 85, par. 2203) [30 ILCS

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805/3].

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this proposed rulemaking in writing within 45 days after this edition of the Illinois Register to the following:

Mr. Norman Sims, Deputy Director
 Department of Commerce and Community Affairs
 Office of Policy Development, Planning & Research
 620 East Adams Street, 6th Floor
 Springfield, Illinois 62701
 Telephone Number: (217) 785-6174
 T.D.D. Number: (217) 785-6055

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: Not Applicable.
- B) Types of small businesses affected: Small businesses are not directly affected; however, some small printers, advertisers and other businesses may benefit through a matching grant award obtained by an approved applicant. Small municipalities and small not-for-profit organizations may apply for the grants which should provide necessary additional funding for an activity that otherwise would not occur, thus benefitting local economic growth.
- C) Reporting, bookkeeping or other procedures required for compliance: Modifications are being made relative to application review timelines, brochures for Department use and notification if any funds will not be utilized.
- D) Types of professional skills necessary for compliance: These proposed rules do not require additional skills above the existing rule.

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS
NOTICE OF PROPOSED AMENDMENTSCHAPTER I: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS
SUBTITLE C: ECONOMIC DEVELOPMENT
TITLE 14: COMMERCE
PART 510
ILLINOIS PROMOTION ACT PROGRAMS

SUBPART A: TOURISM MATCHING GRANT PROGRAM

Section	Authority
510.10	Definitions
510.20	Computation of Time
510.30	Allocation of Appropriations to Applicants
510.40	Form of Application
510.50	Application Procedures
510.60	Department Review Procedures
510.70	Agreement
510.80	Administrative Requirements
510.85	Provision for Amendment to This Part
510.90	Severability
510.100	

SUBPART B: TOURISM ATTRACTION LOAN AND GRANT PROGRAM

Section	Purpose
510.110	Definitions
510.120	Eligible Uses of Loan and Grant Funds
510.130	Eligible Applicants
510.140	Funding Limitation
510.150	Application Cycle
510.160	Application Documentation
510.175	Evaluation Process
510.180	Selection for Funding
510.185	Leverage
510.190	Allocation of Appropriations
510.195	Administrative Requirements for Loans
510.200	Administrative Requirements for Grants
510.205	Administrative Requirements for Loans and Grants

AUTHORITY: Implementing and authorized by the Illinois Promotion Act (Ill. Rev. Stat. 1989), ch. 127, pars. 20-21 et seq.) [20 ILCS 665/1 et seq.]

SOURCE: Filed December 30, 1977; codified at 6 Ill. Reg. 15011; emergency amendment at 14 Ill. Reg. 13298, effective August 6, 1990, for a maximum of 150 days; emergency expired January 3, 1991; amended at 15 Ill. Reg. 2673, effective February 1, 1991; amended at 15 Ill. Reg. 8848, effective June 10, 1991; amended at 17 Ill. Reg. _____, effective _____.

NOTE: Capitalization denotes statutory language.

SUBPART A: TOURISM MATCHING GRANT PROGRAM

Section 510.20 Definitions

"Act": means the Illinois Promotion Act.

"Agreement": means a signed and written document defining the rights and obligations of the Applicant and the Department in respect to the Project and the Grant Amount.

"Applicant": means a County, Municipality or Local Promotion Group which is located within the State of Illinois.

"Application": means that written document submitted by the Applicant on the approved form of the Department. The dated application shall include the following information:

Name of applicant organization.

Name, title, address, and telephone number of authorized official.

County and legislative district where attraction/event will take place.

Federal Employment Identification Number (F.E.I.N.) or social security number of authorized official.

Project title.

Anticipated initiation and completion date (project may not be initiated prior to approval by the Bureau of Tourism to remain eligible for matching grant funding).

Estimated total cost of project (based on bids and itemized budget).

Percentage and amount of tourism matching grant request.

A description of the project (A detailed description of the work to be performed and the need for the project. Information should include a description of the event, attraction or area being promoted, and quantity of project (e.g. number of brochures to be printed)).

A description of how and where printed material will be distributed or the geographic location of the audience for

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projects containing advertising (e.g. radio, television, newspaper).

A description of the economic impact expected as a result of this project and how the program will aid in the promotion of tourism in Illinois.

A description of anticipated project results and a description of the evaluation methods to be used in determining the results. Emphasis should be placed on quantifiable measures as the applicant may be asked to verify results.

A list of the source(s) and amount of funding for the applicant's project.

An itemized budget for each cost which identifies the vendor and provides a brief description of the services being provided."

"Application Documentation": includes

samples of the proposed project which shall include, but are not limited to, mock-up and copy or duplicates of mock-up with color indicated;

copies of a minimum of two competitive bids, using identical specifications, for all total costs by any vendor that exceeds \$500 and identification of the low bid listed on the itemized budget;

an agreement by the Applicant to comply with Section 10.1 of the Illinois Purchasing Act (Ill. Rev. Stat. 198991, ch. 127, par. 132.10-1) [30 ILCS 505/10.1];

a certification by the Applicant that it has not been barred from bidding on or receiving state contracts as a result of illegal bid rigging as defined in Section 33E-3 of the Criminal Code of 1961 (Ill. Rev. Stat. 198991, ch. 38, par. 33E-3) [720 ILCS 5/33E-3]; and

a current copy of the applicant organization's State of Illinois Not-For-Profit Certificate of Good Standing.

"Bureau of Tourism": is that division of the Department which has the delegated authority to perform all administrative functions relating to the Act.

"Department": means the Department of Commerce and Community

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Affairs of the State of Illinois.

"Eligible Promotional Projects": include but are not limited to:

Brochures/Posters - Brochures/posters must be devoted to the promotion of tourism attractions and/or events. Brochures to be utilized by tourists must be printed in quantities of at least 20,000, printed in a minimum of two-color, printed on a minimum of 60# bond paper stock and cannot exceed a finished size of 8 1/2 inches x 11 inches. All brochures--or--posters final copy must be reviewed and approved by the Matching Grant Program staff prior to being printed. Final proofs must be submitted to the Department at least two working days prior to printing to allow for changes, if necessary. Applicants bear sole responsibility for accuracy of information printed. The date and quantity printed must appear on the printed material or a 5% penalty will be assessed. All printed projects that are funded under the program must be available on a gratis basis free of charge to the public and shall not be sold.

Advertising - Advertising must be directed toward areas other than the immediate location of the attraction, event, or area being promoted. Matching grant funds cannot be used to pay for advertising placed within a 65-75 mile radius of the attraction, event, or area being promoted. Advertising will be considered eligible if placed with media outside the 65-75 mile radius, even if a portion of the advertising falls inside the radius. Advertising placed in a major market (e.g. Chicago, St. Louis) will also be considered for funding if it is placed inside the 65-75 mile radius and the media source's entire service area or zones outside a 35 mile radius are purchased. A typed transcript/manuscript or one audio/video cassette tape copy of each advertisement must be submitted with the application. The ad must be persuasive with general information--not--mentioning--the--names--of--commercial businesses--the--message--and--should--also--include--an--address or phone number to contact for more lodging and other tourism information.

Billboards - Rental of billboard space, as well as the artwork, design, and production of billboard advertising is an eligible expenditure. Billboards must promote attractions, events, availability of lodging, camping or other travel related services. Billboard advertising cannot mention specific privately owned businesses or attractions. The 65-75 mile radius guideline governing

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other advertising does not apply to billboard location but placement for promotion of events must be a minimum of 30 miles from the location of the event, placement for promoting attractions must be a minimum of 15 miles from the area being promoted and traffic count and visibility will also be a major consideration.

Promotional Participants - Applicants that charge "for profit" participants for inclusion in promotional projects must also include the promotion of a minimum of 3 non-profit attractions/events. Charges for participation from any source cannot exceed the match requirement or it will lower the Department's grant award.

"Grant Amount": means an amount, which shall not exceed 60% (sixty percent) of the Total Project Cost, that the Department shall pay to an Applicant after:

review of the Application;

the Department has determined that the project and proposed expenditures of the Applicant appear to be in accord with the purpose of the Act and comply with this Part; and the Department has received sufficient evidence of Project completion.

"Ineligible Promotional Projects": In general, a project is considered ineligible if it does not contribute to the overall intent of bringing additional tourists into the State or--to--an attraction--or--festival and generate increased lodging revenue. Examples of projects ineligible for funding include, but are not limited to:

Association or organizational dues.

Bumper stickers, placemats, or any type of specialty items.

Any type of quick-print materials.

Any administrative expenses (e.g. stationery, envelopes, phone, rent, newsletters, supplies, personnel or equipment).

Purchase or rental of projectors, television sets, or video recorders.

Projects containing--paid--advertising solely promoting for-profit entities.

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Postage, purchase or use of mailing lists, distribution and shipping costs.

Street banners.

Event production expenses (e.g. audio equipment, awards, entertainment, fireworks, portable restrooms, hired labor, refreshments, etc.).

Travel expenses (transportation, lodging, per diem).

Travel/trade show booth space rental and/or registration fees.

Promotion of county fairs.

"LOCAL PROMOTION GROUP": MEANS ANY NON-PROFIT CORPORATION, ORGANIZATION, ASSOCIATION, AGENCY OR COMMITTEE THEREOF FORMED FOR THE PRIMARY PURPOSE OF PUBLICIZING, PROMOTING, ADVERTISING OR OTHERWISE ENCOURAGING THE DEVELOPMENT OF TOURISM IN ANY MUNICIPALITY, COUNTY OR REGION OF ILLINOIS (section 3(b) of the Act).

"Local Share": means that portion of total project cost which:

in no case shall be less than 40% (forty percent) of the Total Project Cost;

is provided by the Applicant and is not state or federal funds; and

is irrevocably obligated to the Project.

"MUNICIPALITY": MEANS "MUNICIPALITY" AS DEFINED IN SECTION 1-1-2(1) OF THE ILLINOIS MUNICIPAL CODE (ILL. REV. STAT. 198991, ch. 24, par. 1-1-2(1)) [65 ILCS 5/1-1-2(1)].

"project": means the program of Promotional Activities which is described by the Applicant in the Application and is approved by the Department. Acceptable components of a project may include, but are not limited to, the examples of valid projects contained on the Application form.

"Regional Tourism Council": are volunteer organizations within the state geographic areas (southern, northern, western, central) which work in cooperation with the Department to promote tourism in Illinois.

"Total Project Cost": means all necessary and reasonable costs

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related to the completion of the Project, but does not include administrative costs incurred by the Applicant, examples of which are stationery, postage, telephone, office equipment and services of professional fund raisers. The total project cost must equal or exceed \$1,500 to be considered for a grant award. Projects are reviewed, evaluated, and funded according to the percentages of total project cost based on the quality of the project and its duration. Thirty to forty percent of the total project cost will be funded for approved festival events (festival events have a duration of 1-29 days). Forty to fifty percent of the total project cost will be funded for approved seasonal events (seasonal events have a duration of 1-6 months). Forty to sixty percent of the total project cost will be funded for approved year-round promotions (year-round promotions have a duration of 7-12 months).

(Source: Amended at 17 Ill. Reg. _____, effective _____)

Section 510.50 Form of Application

a) All communications relating to Application procedures herein defined shall be sent to the Matching Grant Manager of the Bureau of Tourism of the Illinois Department of Commerce and Community Affairs, 620 East Adams Street, Springfield, Illinois 62701.

b) Only one application per applicant, except for Regional Tourism Councils, can be submitted for each award period for each category of funding (i.e., festival event, seasonal event, year-round promotion). Multiple projects can be combined into one request.

c) An Application shall be in writing and on the current approved form provided by the Department which form shall be sent to an interested party upon request.

d) An Application shall be submitted as one (1) original and two (2) copies.

e) Each Application including supporting documents and attachments shall be contained under a single cover.

(Source: Amended at 17 Ill. Reg. _____, effective _____)

Section 510.60 Application Procedures

a) An Application must be received by the Department during the period of time between June 1 through March 1 of each State fiscal year. Grant awards will be made four times annually. Applications shall be received a minimum of sixty (60) days prior

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to award dates of August 1, November 1, February 1, and May 1 or the application will be considered during the next award period. Any Application received during the period of time between March 1 and June 1 shall be deemed to have been received by the Department for the following fiscal year.

b) Except as provided in subsection (a) above, an Application will be considered received when delivered to the Bureau of Tourism.

c) The Matching Grant Manager of the Bureau of Tourism shall issue a receipt to the Applicant acknowledging delivery of the Application including date the Application was received.

d) Review of Applications

- 1) Within fourteen (14) days of receipt of the Application, the Matching Grant Manager of the Bureau of Tourism shall notify the Applicant that after an initial review, the Application and attached exhibits are complete on their face. This notice is not in any way an acknowledgement by the Matching Grant Manager as to the adequacy of the substance of the Application.
- 2) In the event the Matching Grant Manager of the Bureau of Tourism determines that the Application and its attached exhibits are not complete on their face, the Applicant shall be notified of such fact along with a list of such deficiencies within fourteen (14) days of the receipt of the Application.
- 3) Should the Matching Grant Manager of the Bureau of Tourism send a notice of deficiency as required in subsection (d)(2) above, the Applicant shall have fourteen (14) days from the date of such notice to cure such deficiency. If the Applicant fails to supply additional material to cure the deficiency; or submits additional material which in the opinion of the Matching Grant Manager does not cure the deficiency, the Application shall be considered null and void and returned to the Applicant.

- e) Within sixty (60) days from the date of notification issued pursuant to subsection (d)(1) or (d)(2), the Director of the Department shall either:
 - 1) notify the Applicant that its Application has been approved; or

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- 2) notify the Applicant that its Application has been rejected, stating the reason(s) for this rejection.
- (Source: Amended at 17 Ill. Reg. _____, effective _____)

Section 510.70 Department Review Procedures

- a) The Application shall be reviewed by the Springfield-Division Manager and the Matching Grant Manager of the Bureau of Tourism staff and then presented to the Tourism-Deputy-Director and the Department's Director for approval or rejection.
- b) The following questions and factors shall be considered by the Department in its determination whether to accept or reject an Application:
 - 1) Marketing
 - A) Is the project a component of an overall marketing program? Does it complement regional and state marketing programs? More favorable consideration to be given to projects that are part of a thorough well-planned marketing program prepared in cooperation with the Bureau of Tourism? Does the project support and augment the marketing efforts of the Bureau? More favorable consideration will be given to applications which are cooperative advertising projects made available by the Bureau of Tourism.
 - B) Will the project reach a new or expanded audience? The goal of tourism promotion is to encourage people from outside of given areas to travel to the area and thereby stimulate the area's economy. Projects should not be directed primarily at people who are already aware of the attractions. Will the project encourage visitors from a distance of at least 75 miles or out-of-state? The intent of the program is to encourage travel into and throughout the state, impacting the economic growth and primary consideration will be given to projects creating the potential for overnight stays.
 - C) Will the project generate overnight travel? Statistics prove travelers spending at least one night away from home spend more money and therefore will have a more positive effect on the economy of a given area. Will the project generate overnight stays, increasing hotel/motel, and/or bed and breakfast

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occupancy? Consideration will also be given to projects incorporating lodging packages.

- D) What is the intended audience? Audiences may include consumers inside or outside the state, special interest groups, travel agents and tour brokers, etc.
- E) Will the project aid in the promotion of tourism in Illinois?

2) Economic Impact

- A) What is the potential economic impact from implementation of this Project?
- B) Are there measurable ways to gauge effectiveness in terms of increased visitor spending in the area, increased employment, increased sales, increased gasoline, hotel-motel and/or retail occupation tax revenues? Plans for a follow-up evaluation and ongoing research will enhance the Project Application.

3) Duplication

The Project should not duplicate anything already available in the target market area.

(Source: Amended at 17 Ill. Reg. _____, effective _____)

Section 510.80 Agreement

- a) When the Department sends notice to the Applicant that the project has been approved for funding, an Agreement shall be executed by the Director of the Department or the Director's designee on behalf of the Department. The project must not be initiated prior to approval by the Department to remain eligible for funding.

- b) The Agreement shall contain substantive provisions including but not limited to the following:

- 1) a recitation of legal authority pursuant to which the Agreement is made;
- 2) an identification of the project scope, schedule, and the work or services to be performed or conducted by the Applicant;

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an identification of the Grant Amount;

- 3) an identification of the Grant Amount;
- 4) the conditions and manner by which the Department shall pay the Grant Amount subject at all times to annual appropriation by the General Assembly;
- 5) the irrevocable promise of the Applicant to pay the Local Share of the Total Project cost;
- 6) the promise of the Applicant to display the current Illinois Tourism identification on all Projects material after-it's-use-has-been-approved-by-the-Department funded through the grant program. Failure to include the current Matching Grant logo in its entirety will result in a 10% penalty, which will be deducted from the grant award. Failure to include any identification will result in a total cost disallowance for that portion of the grant project;
- 7) the promise of the Applicant if requested to furnish to the Department a minimum of 10%-forty-percent, up to 20% if requested, of the total promotional material produced/print. The entire 10% quantity of requested brochures must be received in the Bureau of Tourism's Springfield warehouse prior to reimbursement of the grant award. Brochures promoting special events must be received in the warehouse a minimum of 60 days prior to the event;
- 8) a promise by the Applicant not to assign or transfer any of the rights, duties or obligations of the Applicant without the express written consent of the Department;
- 9) a promise by the Applicant not to amend the Agreement without the written consent of the Department. Failure to do so will result in a cost disallowance. The project must be completed by the date on the Notice of Grant Award unless a written request for an extension is submitted five (5) working days prior to the award completion date;
- 10) a covenant of the Applicant to apply the Grant Amount only for the purposes of the Project as stated in the Application; and
- 11) a covenant of the Applicant to refrain from entering into any written or oral agreement or understanding with any party which might be construed as an obligation of the State of Illinois or the Department for the payment of any funds under the Act.

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(Source: Amended at 17 Ill. Reg. _____, effective _____)

Section 510.85 Administrative Requirements

a) Reporting

- 1) Grantees shall maintain appropriate records of actual costs incurred and shall submit to the Department detailed itemization supported by copies of vendor invoices. Cancelled checks (both front and back) shall be submitted by the grantee for project expenditure documentation within forty-five (45) days after payment of the grant as proof of payment for all applicable cost of the program.
- 2) A program status report must be submitted to the Department by May 15 for all projects which have not been completed. Failure to report the withdrawal of approved grant funds by May 15, if funds will not be utilized, may affect the grantee's application for grant funds in a future year. Billing for the total costs of projects must be submitted to the Department within forty-five (45) days of project completion and no later than August 15 to facilitate payment.
- 3) Upon request, grantees must submit financial reports on the progress of the project.

b) Accountability

- 1) The grantee is accountable for all funds received under this grant and shall maintain complete records of expenditures made on the grant project. The grantee will, as often as deemed necessary, allow the Department or the Auditor General of the State of Illinois or any of their duly authorized representatives to have full access to and the right to examine any pertinent books, documents, papers and records of the grantee involving transactions related to a grant for three years from the date of submission of the final expenditure report.

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Contracting - The following contracting requirements shall be observed by the grantee:

- a) For local government grantees, no officer or employee of the grantee and no member of its governing body and no other public official of the locality in which the program objectives will be carried out who exercises any functions or responsibilities in the review or approval of the undertaking or carrying out of such objectives shall participate in any decision relating to any contract negotiated under a program grant which affects his/her personal interest or the interest of any corporation, partnership or association in which he/she is directly or indirectly interested, or has any financial interest, direct or indirect, in such contract or in the work to be performed under such contract.
- b) For non-governmental grantees, such a financial interest is permissible provided full disclosure of said interest is made to the Department in advance of any decisions relative to the award of a contract giving rise to such interest and further provided that the officer, employee, or member of the governing body so affected shall remove him or herself from the room during any discussion, deliberation and voting in connection with the awarding of such a contract.
- c) Contracting - The following contracting requirements shall be observed by the grantee:
- 1) For local government grantees, no officer or employee of the grantee and no member of its governing body and no other public official of the locality in which the program objectives will be carried out who exercises any functions or responsibilities in the review or approval of the undertaking or carrying out of such objectives shall participate in any decision relating to any contract negotiated under a program grant which affects his/her personal interest or the interest of any corporation, partnership or association in which he/she is directly or indirectly interested, or has any financial interest, direct or indirect, in such contract or in the work to be performed under such contract.
- 2) For non-governmental grantees, such a financial interest is permissible provided full disclosure of said interest is made to the Department in advance of any decisions relative to the award of a contract giving rise to such interest and further provided that the officer, employee, or member of the governing body so affected shall remove him or herself from the room during any discussion, deliberation and voting in connection with the awarding of such a contract.
- d) Nondiscrimination - The grantee shall comply with all applicable State and Federal employment laws, rules and regulations, and shall comply with all laws and regulations prohibiting discrimination on the basis of race, sex, religion, national origin, age, or handicap.
- e) Suspension or Cancellation of Grant - The Department shall suspend or cancel a grant if the grantee fails to comply with the terms and conditions of the grant. The Department will give ten (10) day notice to the grantee of any contemplated suspension or termination of a grant.
- f) Complaint Process - In the case of a grantee complaint, the Department shall follow the procedures outlined in 47 Ill. Adm. Code 10 (Review and Appeal Procedures).

(Source: Amended at 17 Ill. Reg. _____, effective _____)

- If any services specified in the approved marketing plan are subcontracted, the grantee shall include in all its subcontracts under a program grant a provision that the Department, and the Auditor General of the State of Illinois, or any of their duly authorized representatives, will have full access to and the right to examine any pertinent books, documents, papers and records of any such contractor involving transactions related to the contract for three years from the final payment under the contract.

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- 1) Heading of Part: The Campaign Finance Act
- 2) Code Citation: 26 Ill. Adm. Code 100
- 3) Sections Numbers:

<u>Proposed Action:</u>	
100.10	Amend
100.70	Amend
100.110	New Section
- 4) Statutory Authority: Implements Article 9 and authorized by Sections 1A-8(9) and 9-15 of the Election Code (10 ILCS 5/ 1-1 et seq.)
- 5) A Complete Description of the Subjects and Issues Involved:

Section 100.10 -- Prohibits the use of aliases created for the purpose as names of officers of political committees. Allows the use of assumed names if not specifically created for the purpose of filing campaign disclosure documents.

Section 100.70 -- Requires the itemization of otherwise reportable expenditures when the payee, such as a credit card issuer or political consultant is not the ultimate recipient of the expended funds.

Section 100.110 -- Regulates the circumstances under which one political committee may make a loan to another committee. Imposes personal liability on committee officers for penalties owed by the committee to the State Board of Elections if the committee depletes its funds balance by making loans to another committee while it owes a penalty to the State Board of Elections. Imposes successor liability on certain committees which replace earlier committees which go out of existence while owing a penalty to the State Board of Elections.
- 6) Will this proposed rule replace an emergency rule currently in effect? NO
- 7) Does the rulemaking contain an automatic repeal date? NO
- 8) Do these proposed amendments contain incorporations by reference? NO
- 9) Are there any other proposed amendments pending on this Part? NO
- 10) Statement of Statewide Policy Objectives:

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- Section 100.10 -- Improves accuracy of public information about committee officers by prohibiting the use of aliases which are intended to obscure the true identity of those officers.
- Section 100.70 -- Improves accuracy of public information about committee expenditures by requiring the disclosure of the ultimate recipients who provide goods and services to political committees.
- Section 100.110 -- Provides closer control over committees who may attempt to avoid the legal consequences of failure to obey campaign finance law by giving or loaning funds to another committee.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this proposed rulemaking in writing within 45 days after publication of this notice to the State Board of Elections

A. L. Zimmer, General Counsel
 James R. Thompson Center
 100 West Randolph Street
 Suite 14-100
 Chicago, IL 60601
 (312) 814-6477
- or at a Public Hearing to be held on September 13, 1993 at the James R. Thompson Center, 100 W. Randolph Street, Chicago, Illinois and October 18, 1993 at the principal office of the State Board of Elections, 1020 S. Spring Street, Springfield, Illinois. Please contact the Board's offices for verification of hearing, time, room and date.
- 12) Initial Regulatory Flexibility Analysis:
 - A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: August 30, 1993
 - B) Types of Small businesses affected: NONE
 - C) Reporting, bookkeeping or other procedures required for compliance: NONE

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D) Types of professional skills necessary for compliance: NONE

The full text of the Proposed Amendments begins on the next page:

Section	Definitions
100.10	Official Forms
100.20	Forwarding of Documents (Repealed)
100.30	Vacancies in Office - Custody of Records
100.40	Multiple Filings by State and Local Committees
100.50	Filing Option for a Federal Political Committee
100.60	Reports of Contributions and Expenditures
100.70	Report Forms
100.80	Provision Circumvention
100.90	Proof of Identification; Application for Inspection and Copying
100.100	<u>Loans by One Political Committee to Another</u>
100.110	

AUTHORITY: Implementing Article 9 of the Election Code (10ILCS 5/9-1 et seq.) and authorized by Section 9-15(3) of the Election Code (10ILCS 5/9-15(3)).

SOURCE: Amended at 5 Ill. Reg. 1337, effective January 30, 1981; amended at 5 Ill. Reg. 12115, effective October 26, 1981; codified at 6 Ill. Reg. 7211; amended at 7 Ill. Reg. 225, effective December 16, 1982; amended at 14 Ill. Reg. 10824, effective June 22, 1990; amended at 16 Ill. Reg. 6982, effective April 21, 1992; amended at 17 Ill. Reg. _____, effective _____.

Section 100.10 Definitions

- a) Anything of Value
- 1) Reference: This part interprets or applies Section 9-1.12, 9-14, and 9-15 of the Election Code, 10ILCS 5/9-12.1, 9-14, 9-15.
2) The term "anything of value", as used in Sections 9-14, 9-15 and 9-12 of the Act, includes all things, services or goods regardless of whether they may be valued in monetary terms according to ascertainable market value.
3) "Anything of value" which does not have an

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ascertainable market value may be reported by describing the thing, services or goods contributed.

4) In addition to the items expressly excluded in the Act, the term "anything of value" shall not be deemed to include:

- A) Any unreimbursed payments for travel or living expenses related to travel made by an individual who volunteers services on behalf of a candidate or political committee, to the extent that the cumulative value of the payments does not exceed an aggregate of \$150 with respect to an annual reporting period;
- B) Any news story, commentary, endorsement or editorial of any broadcasting station, newspaper, magazine or other periodical publication;

C) Any regular publication by a membership organization, labor union or corporation to its officers, employees, members or stockholders, so long as the membership organization or corporation is not organized primarily for the purpose of influencing nomination for election, or election, of any candidate, or supporting or opposing any question or questions of public policy. However, publications of an extraordinary or special nature to support or oppose a candidate or candidates or a question or questions of public policy would constitute a campaign contribution or expenditure; The occasional use of real property for the purpose of conveying information to officers, employees, members or stockholders and their families of a person or whoever as defined in Section 9-1-6 of the Illinois Campaign Financing Act and as defined in Section 100.10(b) of these Rules and Regulations, including but not limited to the use of such premises for the purpose of a candidate communicating directly with such officers, employees, members or stockholders and their families;

ba) Candidate

- 1) Reference: This part interprets or applies Section 9-1-3 of the Election Code.

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- 2) "Candidate" as that term is defined in Section 9-1-3 of the Act (The Election Code, 10ILCS 5/9-1.3) shall include, but not by way of limitation:
 - A) A person who circulates or authorizes the circulation of nominating petitions on his behalf for Public office;
 - B) An individual who receives contributions or makes expenditures or gives consent for any other person to receive or make expenditures with a view to bringing about his nomination for election, or election, or re-election to any office;
 - C) Any judicial incumbent who qualifies for retention.

ce) Filing To constitute a "filing" as used in the Act and in these Rules, the Statement, Report or document must be in apparent and substantial conformity with the requirements of the Act. "Apparent and substantial conformity" requires that the filing contain the following:

- 1) The signature of the person making the filing;
- 2) Completion of all applicable sections of the report; and
- 3) Attachment of all appropriate schedules.

 Inadvertent error or omission of a de minimis nature in the completion of report, statement or document shall not be deemed to a "willful failure to file or a willful filing of false or incomplete information" pursuant to Section 9-26 of the Act.

- d) 1) Reference: this provision interprets Section 9-3 of the Election Code 10ILCS 5/9-3.
- 2) A committee officer must, in filling out the Form D-1, use the name which appears on his or her birth certificate, baptismal record, voter's registration card, certificate of candidacy or nominating petition, or any other name by which the officer is commonly known in the community in which the officer resides. Aliases created for the purpose of filing under Article 9 of the Election Code may not be used.

eb) Person or Whoever

- 1) Reference: This part interprets or applies Section 9-1-6 of the Election Code.

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- 2) The terms "other organizations" or "groups of persons" as defined in Section 9-1.6 of the Act shall include, but not by way of limitation: all for-profit and not-for-profit corporations; labor unions; trade associations or other such groups; religious organizations; fraternal societies; luncheon and dinner organizations.

fe) Political Committee
1) Reference: This part interprets or applies Section 9-1.9 of the Election Code.

2) A person or whoever as defined in the Illinois Campaign Financing Act, Section 9-1.6 (The Election Code, 10ILCS 5/9-1.6), and as defined in Section 100.10 b) of these Rules and Regulations does not qualify as a political committee pursuant to the Illinois Campaign Financing Act by simply making a contribution from their own personal income or profits regardless of the amount of the donations.

3) If a person or whoever solicits or receives funds for political purposes or acts as a conduit for political funds they would, in fact, become a political committee and have to comply with all provisions of the Illinois Campaign Financing Act.

(Source: amended at 17 Ill.Reg. _____, effective _____)

Section 100.70 Reports of Contributions and Expenditures

- a) Reference: This Section interprets or applies Section 9-10 of the Election Code.
b) For purposes of determining the amount of contributions of \$500 or more under Section 9-10 of the Act, all contributions received between the last date of the period covered by the last report filed prior to the election and the election from a single person, as such is defined in Section 9-1.6, shall be aggregated and treated as one.
c.) An expenditure to a payee who is in whole or in part only a conduit for payment to another, such as a political consultant or a credit card issuer, must include by way of detail or separate entry the amount of

funds passing to each vendor, business entity or person to receive funds from the payment, together with the reason for each such disbursement and the beneficiary of the disbursement.

(Source: amended at 17 Ill.Reg. _____, effective _____)

Section 100.110 Loans by One Political Committee to Another

- 1) If a political committee lends or donates funds to a second political committee while the lending or donating committee owes the State Board of Elections a civil penalty assessed under the provisions of Section 9-23 of the Election Code (10 ILCS 5/9-23) the officers of the lending committee shall be jointly and severally personally liable for payment of the civil penalty to the extent of the funds loaned or given.
2) If a political committee goes out of existence while it owes the State Board of Elections a civil penalty assessed under Section 9-23 of the Election Code (10 ILCS 5/9-23), any political committee formed within 12 months from the date of dissolution of the first committee and composed of one or more of the same officers, or for the same purpose or for the support of the candidacy of the same person, irrespective of office, as the first committee, shall be deemed a successor committee and shall be responsible for payment of the civil penalty of the first committee.
3) A political committee which seeks to go out of existence must first forgive the debt of the debtor political committee and must amend its reports to show the forgiven debt as a contribution to the debtor committee.
4) If a political committee seeks to go out of existence after a civil penalty has been imposed upon it pursuant to 26 Illinois Administrative Code, Section 125.425, or if such a proceeding under Section 125.425 is begun or about to be begun, the political committee must first pay such civil penalty, or if it lacks sufficient funds to pay such civil penalty in full, pay over to the State Board of Elections such sums as it has in its treasury in satisfaction of the civil penalty. Only upon such payment of the civil penalty, either in full or in part as the case may be, shall the committee be permitted to

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exit the reporting system established by Article 9 of
the Illinois Election Code, 10 ILCS 5/9-1 et seq.

(Source: Added at 17 Ill. Reg. _____, effective

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exit the reporting system established by Article 9 of
the Illinois Election Code, 10 ILCS 5/9-1 et seq.

(Source: Added at 17 Ill. Reg. _____, effective

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- 1) Heading of Part: Miscellaneous
- 2) Code Citation: 26 Ill. Adm. Code 207
- 3) Sections Numbers:
207.120
207.130
Appendix A
- 4) Statutory Authority: Implements Section 24A-9 and authorized by Section 1A-8(9) of the Election Code (10 ILCS 5/24A-9 and 1A-8(9)).
- 5) A Complete Description of the Subjects and Issues Involved:

Section 207.120 -- Describes system retest or replacement procedures to be followed to ensure accurate tabulation of votes in case of equipment failure after vote tabulation has begun on election night.
- 6) Will this proposed rule replace an emergency rule currently in effect? NO
- 7) Does the rulemaking contain an automatic repeal date? NO
- 8) Do these proposed amendments contain incorporations by reference? NO
- 9) Are there any other proposed amendments pending on this Part? NO
- 10) Statement of Statewide Policy Objectives:

Section 207.120 -- To standardize equipment testing and replacement procedures in the event of voting system failure during vote tabulation.

Section 207.130 -- To facilitate and expand the opportunities for testing

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electronic voting systems by the State Board of Elections by permitting and encouraging use of in-house computer facilities for testing.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this proposed rulemaking in writing within 45 days after publication of this notice to the

State Board of Elections
 A. L. Zimmer, General Counsel
 James R. Thompson Center
 100 West Randolph Street
 Suite 14-100
 Chicago, IL 60601
 (312) 814-6477

or at a Public Hearing to be held on September 13, 1993 at the James R. Thompson Center, 100 W. Randolph Street, Chicago, Illinois, and October 18, 1993 at the principal office of the State Board of Elections, 1020 S. Spring Street, Springfield, Illinois. Please contact the Board's offices for verification of hearing, time, room and date.

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: August 30, 1993
- B) Types of Small businesses affected: Election supply houses
- C) Reporting, bookkeeping or other procedures required for compliance: None
- D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments begins on the next page:

NOTICE OF PROPOSED AMENDMENTS

TITLE 26: Elections

CHAPTER I: STATE BOARD OF ELECTIONS
PART 207

MISCELLANEOUS

Section	Failure to Nominate Candidate
207.10	Notice of Primary Election -- County of 500,000 or More
207.20	Document Copying Fees
207.30	County Clerk Notifications to State Board of Elections of Certain Filings for Office
207.40	Deputy Registrars Definition of Bonafide State Civic Organization
207.50	Chad Removal
207.60	Post Tabulation Testing
207.70	Notation of Straight Party Tickets and of Overvotes and Undervotes by Electronic Voting Systems
207.80	Reporting of Errors in Vote Tabulation Where Electronic Voting Systems Are In Use
207.90	Requirements for Operator's Log
207.100	Requirements for voter Information Tapes
207.110	Procedures for Election Night Equipment Failure
207.120	Testing Voting Systems
207.130	APPENDIX A Log for Vote Tabulation
APPENDIX B	VIS Format

AUTHORITY: Implementing ~~Amendments~~ Sections 4-8, 5-7, ~~and~~ 6-35, ~~and~~ 24A-9 and authorized by Section 1A-8(9) of the Election Code (10 ILCS 5/4.8, 5-7, 6-35, ~~and~~ 24A-9 1A-8(9)

SOURCE: Adopted at 2 Ill. Reg. 25, p.70, effective July 3, 1978; codified at 6 Ill. Reg. 7219; amended at 6 Ill. Reg. 8976, effective July 12, 1982; amended at 8 Ill. Reg. 24560, effective December 6, 1984; amended at 11 Ill. Reg. 18660, effective October 30, 1987; amended at 15 Ill. Reg. 14427, effective September 27, 1991; amended at _____ Ill. Reg. _____, effective _____

Section 207.120 Procedures for Election Night Equipment Failure

- a) If a component of an electronic voting system needs to be repaired or replaced during vote tabulation on election night because of a malfunction or failure to operate, or if a sensor of an optical scanning system

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NOTICE OF PROPOSED AMENDMENTS

needs to be adjusted or recalibrated, the election authority shall run the pre-tabulation test required by Section 24A-9 of the Election Code (10 ILCS 5/24A-9) after the item of equipment has been repaired or replaced or the sensor adjusted or recalibrated, as the case may be. Before resuming vote tabulation the election authority shall retabulate the last precinct successfully tabulated before the failure occurred or the adjustment made. If the results of retabulation agree with the results produced when the precinct was originally tabulated, the election authority may resume tabulation of results with the precinct which was being tabulated when the failure occurred or the adjustment made. If the results of the retabulation of the last precinct successfully tabulated do not agree with the results of the original tabulation of that precinct, the election authority shall retabulate successive precincts in reverse order from the precinct which was being tabulated at the time the equipment failure occurred or the adjustment was made until the retabulation for a precinct agrees with the original tabulation for that same precinct. Tabulation of results shall resume with the precinct immediately following in regular order from the precinct for which retabulation agrees with the original tabulation.

b) If for any reason the pre-tabulation test identified in Section 24A-9 (10 ILCS 5/24-9) of the Election Code is required to be run again on election night after vote tabulating begins it must run accurately the first time, or tabulation shall not continue. If it does not run accurately the first time, it may, in the judgment of the election authority, be rerun until it runs accurately but in such case tabulation shall not be resumed until the election authority has determined what caused the test to run inaccurately the first time. If no cause can be identified the entire electronic voting system must be replaced and successfully tested utilizing the pre-tabulation test before tabulation may be resumed. In such latter case all precincts must be retabulated using the new system.

c) If the post-tabulation test of the electronic voting system required by Section 24A-9 of the Election Code (10 ILCS 5/24A-9) does not run accurately when it is attempted the election authority shall determine the reason for the failure of the post-tabulation test to run accurately. If no reason can be determined, or if the reason is determined to be the mechanical or electronic failure of a component of the system, the entire electronic voting system shall be replaced and successfully tested utilizing the pre-tabulation test and the entire jurisdiction retabulated.

① No fewer than 15 ballots per ballot style shall be required to constitute any pre-test conducted in satisfaction of the test mandated by Section 24A-9 of the Election Code (10 ILCS 5/24A-9).

(Source: Added at _____ Ill. Reg. _____, effective _____.)

Section 207.130 Testing Voting Systems

The State Board of Elections shall, whenever possible, conduct the special tests of voting systems authorized by Section 24A-9 of the Election Code (10 ILCS 5/24A-9) on Board's own equipment at its principal office or its permanent branch office, rather than conduct such tests in the field.

a) To facilitate such testing, each supplier or vendor of electronic vote tabulation systems shall, upon written request by the State board of Elections, provide to the State Board of Elections a current working copy of software programs which the supplier or vendor provides to the election authorities whose voter systems are to be tested, together with instructions for the installation and use of such programs.

b) Election authorities whose electronic voting systems are to be tested shall, upon written request from the State Board of Elections, provide on the standard electronic medium, and in the appropriate form for the systems which is being tested, all ballot configuration data necessary to conduct a test of the vote tabulation system. Where such data changes after the election authority's initial submission of data, the election authority shall amend its submission to reflect those changes.

(Source: Added at _____ Ill. Reg. _____, effective _____.)

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Section 207 APPENDIX A Log for Vote Tabulation

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(1)

Pretabulation Test
Begun _____ Ended _____

(Equipment Name and Serial Number)	(Date of Election)	(Equipment Name and Serial Number)	(Signature of Operator)	RUN MORE NUMBER OF BALLOTS TIME RUN PRECINCT			IF YES, EXPLAIN
				NUMBER OF BALLOTS	TIME RUN	PRECINCT	
1.							
2.							
3.							
4.							
5.							
6.							
7.							
8.							
9.							
10.							
11.							
12.							
13.							
14.							
15.							
16.							
17.							

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(II)

18.

19.

Post-tabulation test: Begun _____ Ended _____

20.

WHAT TIME WAS PRE-TEST BEGUN 14427 ENDED 14427

WHAT TIME WAS POST-TST-BEGUN 14427 ENDED 14427

WAS PROGRAM ACCESSED (CHANGED) BETWEEN PUBLIC TEST AND POST TEST?
IF YES, WAS THE PROGRAM ACCESSED IN RESPONSE TO A CONSOLE
MESSAGE, WHAT WAS THE CONSOLE MESSAGE AND WHAT WAS THE CHANGE,
EXPLAIN: _____

Pretabulation Test Rerun Time: Begun _____ Ended _____

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DIVISION OF EQUIPMENT REPAIRS AND REPAIR AGREEMENTS

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OFFICE OF THE STATE FIRE MARSHAL

NOTICE OF PROPOSED AMENDMENTS

- ## 1) The Heading of the Part: Policy and Procedures Manual for Fire Protection Personnel

- 2) Code Section: 41 Ill. Adm. Code 140

<u>Section Number</u>	<u>Proposed Action</u>
140.2	Amendment
140.8	Amendment
140.11	Amendment
140.12	Amendment
140.18	New Section
140.40	Repealed
140.50	Amendment
140.55	Amendment
140.60	Amendment
140.65	Amendment
140.70	Amendment
140.80	Amendment
140.90	Amendment
140.130	Amendment
140.140	Amendment
140.150	Amendment
140.160	Amendment
140.171	Amendment
140.180	Amendment
140.185	Amendment
140.220	Amendment
140.225	New Section
140.230	Amendment
140.232	Amended , renumbered
140.234	Amended , renumbered
140.236	Amended , renumbered
140.238	New Section
140.240	New Section
140.250	Repealed
140.305	Amendment
140.390	Amendment
140.400	Amendment
140.420	New Section

- ⁴⁾ Statutory Authority: 50 ILCS 740/8 and 20 ILCS 2910/1 (Ill. Rev. Stat. 1991, ch. 85, Par. 538, and Ch. 127 1/2, Par. 501).

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- 5) A Complete Description of the Subjects and Issues Involved: Standards have been updated to the more commonly used contemporary standards. Sections dealing with Hazardous materials have been renumbered and revised and the Hazardous Materials Specialist has been deleted. New sections dealing with Roadway Extrication and appeal process have been added.
- 6) Will the proposed amendments replace an emergency rule currently in effect? Yes.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this rulemaking contain incorporations by reference? No.
- 9) Are there any other amendments pending on this part? No.
- 10) Statement of Statewide Policy Objective (if applicable): The programs do not impose any mandates upon local governments as their participation is voluntary
- 11) Time, Place and Manner in which interested parties may comment on this proposed rulemaking:
- The Office will accept written comments for a period of 45 days after the date of this publication. The written comments should be directed to:
- John J. Pavlou, General Counsel
Office of the State Fire Marshal
1035 Stevenson Drive
Springfield, Illinois 62703-4259
- 12) Initial Regulatory Flexibility Analysis:
- A) Date the rule submitted to the Small Business Office of the Department of Commerce and Community Affairs: August 25, 1993.
- B) Types of Small Businesses and Municipalities Affected: The Office knows of no small businesses affected, but schools training fire fighters (mostly municipalities) may be affected by the changes in training programs.
- C) Reporting, bookkeeping or other procedure required for compliance:
- Training and various other records are required to insure delivery of required training and proof of status as a member of a fire department.
- D) Types of Professional Skills necessary for Compliance: Clerical and Bookkeeping skills as well as the skills, experience and education specified in the individual rules.
- The full text of the Amendments begins on the next page.

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**TITLE 41: FIRE PROTECTION
CHAPTER I: OFFICE OF THE STATE FIRE MARSHAL**

**PART 140
POLICY AND PROCEDURES MANUAL
FOR FIRE PROTECTION PERSONNEL**

Section	Authority Notes	140.1	140.220	Fire Prevention Inspector III
	Definitions	140.2	140.225	Hazardous Materials First Responder-Awareness
	Applicability of Part 140	140.3	140.230	Hazardous Materials First Responder-Operations
	Program Goals (Repealed)	140.4	140.23249	Hazardous Materials Technician
	State Examinations	140.8	140.23469	Chemistry of Hazardous Materials
	Division Responsibilities (Repealed)	140.10	140.23699	Hazardous Materials Refresher Training
	Resources Required for Certification as a Provisionally Approved Training Facility	140.11	140.238	Hazardous Materials Incident Command
	Resources Required for Certification as an Unlimited Training Facility or Regional Training Center	140.12	140.240	Rescue Specialist-Roadway Extrication
	Certificates Earned by Bypass Examination	140.13	140.245	Hazardous Materials-Specialist (Repealed)
	Course Approval	140.15	140.300	Rules and Regulations for Reimbursement Funding Requirements for Participation for Reimbursement Funding
	Examination Procedures for End-of-Course Exams Not Administered by the Office	140.16	140.305	Prerequisites for Participation for Reimbursement Funding
	Course Approval Equivalency	140.18	140.310	Claim Forms
	Requirements for Participation	140.20	140.320	Claim Deadline
	Course Approval Standards	140.25	140.325	Amount of Reimbursement
	Developmental Sequence (Repealed)	140.30	140.350	Appropriations
	Certified Firefighter I (Repealed)	140.40	140.360	Advanced Training Programs
	Certified Firefighter II	140.50	140.370	Funding Hours (Repealed)
	Airport Firefighter	140.55	140.380	Prerequisites Necessary to Qualify an Individual for Reimbursement Funding (Repealed)
	Certified Firefighter III	140.60	140.400	Advisory Committees
	Certified Fire Apparatus Engineer	140.65	140.420	Invalidation of a Student's State Examination Score
	Fire Officer I	140.70	140.440	Appeal Process
	Fire Officer II	140.80	140.450	
	Fire Officer III	140.90	140.460	
	Instructor (Repealed)	140.100	140.470	
	Interim Instructor (Repealed)	140.110	140.480	
	Special Instructor (Repealed)	140.120	140.490	
	Fire Service Instructor I	140.130	140.500	
	Fire Service Instructor II	140.140	140.510	
	Fire Service Instructor III	140.150	140.520	
	Fire Service Instructor IV	140.160	140.530	
	Airport Firefighter (Repealed)	140.170	140.540	
	Fire Prevention Officer I	140.171	140.550	
	Fire Prevention Education Officer II	140.180	140.560	
	Fire Prevention Education Officer III	140.185	140.570	
	Bypass Examiner	140.190	140.580	
	Fire Investigator	140.200	140.590	
	Arson Investigator	140.210	140.600	
	Fire Prevention Inspector II	140.215	140.610	

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Section

140.220 Fire Prevention Inspector III

140.225 Hazardous Materials First Responder-Awareness

140.230 Hazardous Materials First Responder-Operations

140.23249 Hazardous Materials Technician

140.23469 Chemistry of Hazardous Materials

140.23699 Hazardous Materials Refresher Training

140.238 Hazardous Materials Incident Command

140.240 Rescue Specialist-Roadway Extrication

140.245 Hazardous Materials-Specialist (Repealed)

140.300 Rules and Regulations for Reimbursement Funding Requirements for Participation for Reimbursement Funding

140.305 Prerequisites for Participation for Reimbursement Funding

140.310 Claim Forms

140.320 Claim Deadline

140.325 Amount of Reimbursement

140.350 Appropriations

140.360 Advanced Training Programs

140.370 Funding Hours (Repealed)

140.380 Prerequisites Necessary to Qualify an Individual for Reimbursement Funding (Repealed)

140.390 Advisory Committees

140.400 Invalidation of a Student's State Examination Score

140.420 Appeal Process

SOURCE: Adopted at 3 Ill. Reg. 37, p. 168, effective September 15, 1979; codified at 5 Ill. Reg. 10681; emergency amendment at 6 Ill. Reg. 7551; effective June 16, 1982, for a maximum of 150 days; emergency amendment at 6 Ill. Reg. 8474, effective July 1, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 2336, effective February 16, 1983; amended at 7 Ill. Reg. 12994, effective September 23, 1983; amended at 10 Ill. Reg. 4231 effective February 10, 1986; amended at 11 Ill. Reg. 17108, effective October 8, 1987; amended at 14 Ill. Reg. 19185, effective November 26, 1990; emergency amendment at 11 Ill. Reg. 11181, effective June 29, 1993, for a maximum of 150 days; amended at 11 Ill. Reg. , effective .

AUTHORITY: Implementing and authorized by Sections 8 and 11 of the Illinois Fire Protection Training Act (Ill. Rev. Stat. 1991, ch. 85, pars. 538 and 541), and "AN ACT Relating to fire prevention, amending certain Acts herein named" (Ill. Rev. Stat. 1991, ch. 127 1/2, par. 501).

NOTE: ALL CAPITALIZATION DENOTES STATUTORY LANGUAGE

Section 140.2 Definitions

Definitions are those which follow, unless the context requires otherwise:

"Fire Brigade" is an entity, privately owned, possessing those

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resources necessary for fire suppression in their own premises.

"Fire Department" is an entity, public or private, possessing those resources necessary for fire administration, fire prevention, fire suppression, fire education and arson investigation.

"FIRE PROTECTION PERSONNEL" AND "FIREFIGHTER" MEAN ANY PERSON ENGAGED IN FIRE ADMINISTRATION, FIRE PREVENTION, FIRE SUPPRESSION, FIRE EDUCATION AND ARSON INVESTIGATION, INCLUDING ANY PERMANENTLY EMPLOYED TRAINEE OR VOLUNTEER FIREFIGHTER, WHETHER OR NOT SUCH PERSON, TRAINEE OR VOLUNTEER IS COMPENSATED FOR ALL OR ANY FRACTION OF HIS/HER TIME. (Section 2 of the Act)

"Fire Service experience" is defined as fire suppression training, fire administration, fire investigation or fire prevention experience in a fire department excluding clerical.

"IFSTA" means International Fire Service Training Association, Oklahoma State University, Stillwater, Oklahoma 74074; pamphlet or standard number will appear after the abbreviation and the edition will appear in parentheses. Where standards are incorporated by reference in this Part, the incorporated material does not include any later editions or amendments.

"Local governmental agency" means any local governmental unit or municipal corporation in this State.

"Maximum reimbursable funding" means the number of hours for which the Office will reimburse for training of an individual; this is in addition to tuition and other fees as later described in these rules.

"Member" is an individual employedengaged by a fire department or fire brigade to carry out assigned duties, whether or not that person is compensated for all or any fraction of their time.

"NFPA" means National Fire Protection Association, Batterymarch Park, Quincy, Mass. 02269; pamphlet or standard number will appear after the abbreviation and the edition will appear in parentheses. Where standards are incorporated by reference in this Part, the incorporated material does not include any later editions or amendments.

"Office" means the Office of the State Fire Marshal.

"School" means any school located within the State of Illinois, whether privately or publicly owned, which offers a course in fire protection training or related subjects and which has been approved by the Office.

"Trainee" means a recruit firefighter required to complete initial minimum basic training requirements at an approved school to be eligible for permanent employment as a firefighter.

(Source: Amended at Ill. Reg. , effective , 1993)

Section 140.8 State Examinations

Except as otherwise noted in this Section, all State written examinations will be developed, provided, and administered by Office personnel. Local Instructors desiring to schedule state examinations should contact the Office to establish a time and place for the examination. While the Office will endeavor to schedule examinations at sites throughout the State as requested, the number of examination requests may necessitate delays and regional testing. Instructors requesting the State examinations be given should have facilities for the examination. When large numbers of persons are to be tested, Office personnel may request additional assistance of the facility or fire department in monitoring the administration of a test.

a) Class rooms, lecture rooms, municipal and fire protection department training rooms shall be acceptable facilities provided that space is available for the number of persons requesting to take the examination; desks or tables and chairs shall be provided by the examination center. The room in which the examination is to be given shall be a room customarily used for quiet activities and not subject to loud noise or other activities nearby which might interfere with the need for a quiet area for taking written examinations. Students must be spaced to ensure that they cannot readily observe another's answer sheet. The following specifications for the facility and the administration of the exam must be adhered to:

- 1) Candidates not present in the room at the time the proctor starts the exam will be disqualified from taking the exam.
- 2) There can be nothing on the walls at test site that could pertain to exam questions.
- 3) Test administrator must be provided a table at least 6 feet in length.
- 4) Loudspeakers, monitors, portable radios and beepers must be turned off.
- 5) The department hosting the test must supply a representative from the department at the test site during the exam. This will be the only representative of the department allowed in the test room at the time of the test.
- 6) Test site must have toilet facilities in proximity in the same building.
- 7) All candidates must be in clear view of the proctor's table.

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- 8) Copies of Emergency Medical Technician (EMT) or Paramedic cards must be supplied prior to the start of the exam, or can be mailed to Division Office the day after exam is given. (See Section 140.60.)
9) The test site must have temperature control for comfort of candidates.

- b) Passing rate for all written certification examinations will be 70% of the test, with the exception of Firefighter II and Firefighter III, which requires 70% of each subject..
- c) Examination results will be sent to the individual taking the examination, the chief of the individual's fire department and when applicable, the school which provided training. The Office will maintain these scores and shall use them internally for statistical and/or employment purposes. Otherwise, the Office will not release the examination scores of any individual without the prior written approval of the individual.

- d) State certifications for qualified fire service personnel may be awarded to individuals employed both by local governmental agencies and to State of Illinois employees, after successful completion of all requirements.

- e) Prerequisites. A candidate for Firefighter II certification must be engaged in firefighting in an organized Illinois fire department as a fire protection person or trainee according to Chapter 85, par. 531 et. seq., as attested to by the Illinois Fire Chief of the individual seeking certification.

- f) Procedure to Request State Administered Certification Exam. At least 30 days prior to the anticipated day for testing at a given fire department or school, the Office shall be in receipt of a completed form entitled "Request for Examination" signed by the Fire Chief and the Certified Instructor, which will attest to the fact that each individual has:

- 1) A documented learning experience in each of the subject areas of the course required;
- 2) Satisfactory scores on all local examinations; and
- 3) Demonstrated at the proficiency required in each—all—of—the skill requirements identified for the level of certification by having been observed and evaluated by a Certified Instructor of the proper level) and an Fire—Officer of the fire department or his designee in the accomplishment of these skills; that and local records are maintained which contain

copies of the evaluator's checklists and evaluation sheets for each individual candidate.

In the case of state required practical exams, a copy of the evaluator's checklist or Practical Examination Key must be submitted to the Division before certificates will be issued.

g) No person will be allowed to take the written examination for State certification without having completed all of the above requirements. End-of-subject written examinations of fire departments and community colleges which show satisfactory learning experiences and scores are recognized as satisfying the learning experience requirements.

h) Persons who have not met all prerequisites listed in (d) above, will not be examined. Nor will persons who are ill, or obviously under the influence of drugs or alcohol, persons on duty who may be called out during the examination. In making the determination of such impairment, the Office will consider, but is not limited to, observation of demeanor, slurred speech, odor of alcohol, general behavior and other considerations that would benefit in making such determination.

i) The proctor will not be permitted to discuss or answer questions regarding any questions on the examination. No one will be permitted to enter once the examination has started. Students are not permitted to have notes or reference material in their possession, including calculators, and slide rules. The only paper allowed in the test center is a tablet which will be distributed in single sheets by the proctor according to the examination directions. There will be no scheduled breaks during examination.

Persons should be advised at the beginning of the examination that no one will be allowed to leave the room before completing the examination except in an emergency, and then only one at a time. The examination begins after the proctor has read the instructions, at which time all discussion will cease. Candidates will not be permitted to speak to each other or to the proctor, and all instructions to the candidates contained in the proctor instructions will be followed. The proctor will begin the examination with the words "you may begin" and the examination will end with the proctor announcing "you are to stop now".

j) Results of examinations taken for the purpose of state certification will be retained in the individual training record file maintained for each individual in the Office. All participants who receive certification will have notification of successful completion sent to their department.

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k) Re-examination

- 1) No person shall be re-examined without further documented learning experiences in each of the subject areas.
- 2) The Request for Examination form contains an attestation statement that proof exists that the individual has had the required additional learning experience before re-examination.
- 3) In the case of failure, individuals must wait 60 days before retaking the state written examination of that level.
- 4) There is no limit set by the Office for the number of times that an individual may take the written or practical portion of a state certification examination.
- 5) The battery of examination to be given will be determined by the Office.

4) No person shall be re-examined without further documented learning experiences in each of the subject areas. To retake-a-level-of-state-certification-written-exam-within-12-months-of-the-date-of-the original-examination--does-not-require-a-re-examination--of-the manipulative-skills-section--in-case-of-failure--individuals-must-wait-60-days-before-retaking-the-state-written-examination--of-that level--the-battery-of-examination-to-be-given-will-be-determined-by the-Office--A-request-for-examination-form-is-required-with attestation--statement--as-required--for-the-original-examination showing-proof--that-the-individual-has-had-the-required-additional learning-experience-before-re-examination--There-is-no-limit-set-by the-Office-for-the-number-of-times-that-an-individual-may-take-the written-section-of-a-state-certification-examination--However--no individual-may-take-the-written-section-of-a-state-certification examination-more-than-5-times-within-twelve-months--If-the-written portion-of-the-examination-is-not-successfully-completed-within-12 months-of-the-date-of-the-practical-examination--the-candidate-will be-required-to-retake-the-practical-examination--If--firefighters from-a-given-fire-department-experience--excessive--or--repeated failures--of--firefighter-examinations--the-training-officer--and/or Fire-Chief--of--the-department--are-encouraged-to-visit--the--division offices-to-discuss-the-department's-training-program.

- 1) Practical skill exams required by the Office for Fire Apparatus Engineer and Hazardous Materials certifications remain valid for 12 months. If an individual has not passed the written exam within 12 months of the practical skills evaluations, the candidate will be required to retake the state practical exam.

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m) State required practical skill evolutions for Firefighter II and III may be administered at any time during the course of training. It is the responsibility of the Certified Instructor to set standards and assure currency of skills.

n) If firefighters from a given fire department experience excessive or repeated failures of a firefighter examination, the Fire Chief and appropriate officers of the department are encouraged to visit the Division to discuss the department's training program, or may request a field visit for assistance.

- (Source: Amended at Ill. Reg. , effective , 1993
Section 140.11 Resources Required for Certification as a Provisionally Approved Training Facility

Any installation or facility may, upon submitting an application and an inventory to the Office, be certified as an approved training facility for conducting training as prescribed by the Office of the State Fire Marshal.

- a) The administrator of a training facility may request, in writing, a reevaluation of the facility's level of certification at any time. The Office will cause such a review to be conducted, and, where justified, recertify the facility at the appropriate level.
- b) Facilities at which all of the listed resources are not readily available may be certified as a "Provisional" Facility from the Office for conducting training in those subject areas for which adequate resources are available. There are specific requirements for "Provisional" Facility approval and these are:

- 1) A fire station that serves as a classroom or access to a classroom facility;
- 2) A pumper apparatus equipped in accordance with National Fire Protection Association (NFPA) No. 1901 (1985) Automotive Fire Apparatus;
- 3) A current set of International Fire Service Training Association (IFSTA) Manuals;
- 4) Improvise to provide all learning experiences required in the "Certified Firefighter II" course; and
- 5) Keep complete approved records based on the Training Records Jacket and Course Approval outline, as specified in Section 140.12(e).

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(Source: Amended at Ill. Reg. , effective , 1993)

Section 140.12 Resources Required for Certification as an Unlimited Training Facility or Regional Training Center

In order to qualify for Unlimited Facility Certification, a training facility center must possess, or have readily available for use, the following facilities, apparatus, equipment, reference material, established records, procedures and staff:

a) Facilities:

- 1) Training tower, not less than two stories in height, for use as a training structure for ladder evolutions, rescue drills, hose advancement and rope work;
 - 2) Classroom with adequate environmental control and seating capacity for the anticipated trainee population (not adequate means obvious unsuitability, complaints received and other factors deemed relevant by the Office);
 - 3) Forcible entry and ventilation drill facilities, including a means of providing the trainee an opportunity to practice opening a variety of doors, windows, roofs, floors and partitions that are representative of the type and construction found in the community;
 - 4) A smoke and fire room or building suitable for containing, and equipped for simulating, fire atmospheres and conditions. Any or all of these facilities may be combined into one structure; and
 - 5) Facilities for conducting live fire training (by permission and within restrictions of environmental control agencies) and rescue which must include:
 - A) Structural fires;
 - B) Flammable Liquid fires;
 - C) LP and natural gas fires; and
 - D) Automobile fires.
- b) Apparatus:
- 1) Pumper apparatus, fully equipped as prescribed in NFPA No. 1901 ("Automotive Fire Apparatus".
- c) Equipment:
- 1) All current types and classes of portable fire extinguishers;
 - 2) Forcible entry tools such as: pry-axe, pick head axe, pike pole, wrecking bar, hatchet, wire and bolt cutters, claw and Kelly tool, crow bar, Halligan tool, manual and power saws and jacks;
 - 3) Ropes of assorted lengths, which can be used for rescue, rappelling and practicing knots and lashings;
 - 4) All equipment specified by NFPA No. 1901 (1985);
 - 5) Salvage and overhaul equipment including covers, carry-all's, cleaning and patching equipment and sprinkler kits;
 - 6) Self-contained breathing equipment in sufficient numbers to enable each student to wear the equipment for at least the life of one canister or breathing air tank during his training;
 - 7) Standard first-aid supplies for the teaching of the Standard American Red Cross first aid course or its equivalent;
 - 8) Slide and/or overhead projector and a 16mm movie projector and screen;
 - 9) Standard classroom equipment: chalk board, speaker's rostrum;
 - 10) Protective clothing (one full set for each student) including the structural helmet with a face shield. (Students should provide their own clothing while training at a facility other than their duty station); and
 - 11) Other instructional aids as may be needed such as, cutaways of equipment, models, flip charts.
- d) Records and Established Procedures
- An established system of records maintenance that includes:
- 1) Training records which reflect who was trained, objectives of subject taught relating to Instructor Reference Manual, by whom, how, when and where conducted.
 - 2) A system of evaluating the effectiveness of the class, the instructor and all participants including:

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- A) Testing technique utilized; oral, written, practical or combination; and
- B) Performance appraisal and evaluation; ranking, factor comparison, grading, graphic rating scale, checklist.
- 3) Individual training records which show when each person began training in each subject area, individual to whom responsible, the objective of his training, intermediate goals, performance criteria, ultimate goal and estimated completion date.
- 4) Records of training. The Office shall approve training records which contain the following:

- A) Location of training
- B) Dates of training

- C) Name of Instructor-signature

- D) Signature/initials of trainee

- E) Academic practical training record

- F) Subject training record correlated to objectives

- G) Receipts of training

- e) One or more persons who have been certified by the Office as an instructor for the level of training being conducted.

(Source: Amended at Ill. Reg. , effective , 1993)

Section 140.18 Course Approval Equivalency

Equivalency for an approved course will be granted if the following conditions are met:

- a) Complete course outline with measurable objectives is submitted to the Office for review.

- 1) These objectives must meet a minimum of 80% of the Office requirements.
- 2) A checklist of required objectives must be completed by correlating the course with required objectives. The checklist will be prepared by the Office and may be requested by contacting the Office.

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- b) Final written and where applicable, practical exams are submitted to Office for review.
- c) To be approved after January 1, 1994, courses may be audited by a member of Division of Personnel Standards and Education staff or person designated by the Office.
- d) If course is approved, completion roster must be submitted with record of attendance (hours).
- e) All Division of Personnel Standards prerequisites are met according to appropriate rulemaking.

(Source: Added at Ill. Reg. , effective , 1993)

Section 140.40 Certified-Firefighter-II (Repealed)

The Certified-Firefighter-II program is designed as an intermediate step in the Firefighter-II program which is defined by the Office as the basic training requirement for fire protection personnel and is also equivalent to the Firefighter-II level identified in NFPA 1001 (1987).

- a) Prerequisites—A candidate for Firefighter-II certification must be employed in Illinois as a fire protection personnel-trainee.
- b) Funding—A maximum of 150 hours is available for reimbursement funding. The Office will fund this level of training only one time. Individuals whose status is not affected by the passage of the Ordinance required in Section 140.20 (i.e., fire protection personnel who are not required by the Office to pass the firefighter II examination) qualify for reimbursement funding for two years from the date of the ordinance.
- c) No specific requirement in terms of hours of training or fire service experience is required; however no person may take the State-written examination for Firefighter-II certification until the local instructor and the Fire-Chief sign the request for examination form.
- d) Instructor Requirements—The Certified-Firefighter-II course must be taught by a Fire Service Instructor—I or above—or an Instructor Instructor.

- e) Facility-Certification-and-Delivery-Systems

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- 1) Minimum facility requirements for this level of instruction are that of a Certified-Professional-Facility. (See Section 140.11.)
- 2) See-Course-Approval-Section-140.15.
- f) Curriculum shall consist of a course covering the knowledge and skill objectives and depth of coverage as listed in NFPA-1001-Firefighter-Professional-Qualifications-1997-edition Chapter 3. This standard is incorporated by reference and includes Re-later-standard-or-edition.
- g) State-Certification-Practical-Skills-Examination
- 1) Local fire departments or schools are responsible for administering the practical skills examination prepared by the Officer.

Records and documented proof of such tests must be maintained by the department/school. Local fire departments are responsible for the practical skills test of firefighters prior to the administration of the written examination for certification. The depth of the practical skills testing is determined by the Training-Officer and successful completion of such tests are a prerequisite before any written examination for certification can be administered. Records and documented proof of such tests must be maintained by the fire department training officer.

A) Fire-Chiefs are to acquire the identified equipment or to implore where specific equipment is not available for the fire department aid area to provide parallel learning experiences. If every possible effort is exhausted the Officer will at the request of the Fire Chief substitute a local requirement where the practical skills to be tested are contrary to local policy.

All practical skills examinations including overall end-of-course examinations need not test every evaluation and/or skill. The examinations must however satisfy the Training-Officer etc. that the individual areas of the examination must encompass each subject area and a random sampling of the person's skills must include at least one-third (1/3) of the required evaluations.

2) Concurrent-Work-Training-Evaluation

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- A) Work which can be identified by the Training-Officer as correlating with the training requirements can be counted as a training experience for purposes of reimbursement and certification. Records must be maintained and student evaluations conducted.
- B) The work activity does not qualify, or ceases to qualify as a learning experience when:
- i- The student has demonstrated the required knowledge and skill for the subject area on a previous occasion.
 - ii- The student is left to perform the task without the immediate supervision of a qualified instructor.
- 3) Fire-Suppression-Actual-Firefighting
- The only activity required in the area of fire suppression specific skill and which is required by NFPA-1001-1987-Firefighter Professional Qualifications applies to all levels of firefighters and requires the firefighter to demonstrate manipulating a nozzle to attack at least two live fires including a Class A and Class B fire. This function is not reimbursable since it is virtually impossible to conceive of an actual fire situation (other than a practice fire) in which a certified instructor and a firefighter who are not involved in the actual fire's performance would be independently evaluating the trainee's performance in the accomplishment of this requirement. However, in the opinion of the Company Officer or other persons designated by the Fire Chief or Certified Instructor, the firefighter has satisfied this requirement during an actual fire suppression activity, it is not necessary to request another firefighter and require that the person again perform this activity. The qualified observers may sign the individuals training record indicating that the trainee has satisfied this requirement. This is not an activity which is measured in terms of elapsed time or performance.
- 4) State-Certification-Written-Examination-To be certified a firefighter must candidates take and pass the State examination. See Section 140.8.

(Source: Repealed at Ill. Reg. , effective , 1993)

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Section 140.50 Certified Firefighter II

The Illinois Firefighter II program meets or exceeds the Firefighter III level identified in NFPA 1001 (199283). The term synonymous with Firefighter II is Operative Firefighter and identifies the expected level of supervision.

a) Prerequisites. A candidate for Firefighter II certification must be employed and engaged in firefighting in an organized Illinois fire department—i.e., filling as a fire protection person or trainee according to Chapter 85, par. 531 et. seq. as attested to by the Illinois Fire Chief of the individual seeking certification.

b) Funding hours.

- 1) A maximum of 300450 hours is available for reimbursement funding. The Office will fund this level of training only one time.
- 2) Individuals whose status is not affected by the passage of the Ordinance required in Section 140.20 (i.e., fire protection personnel who are not required to pass the Firefighter II examination due to the date of passage of the Ordinance) qualify for reimbursement funding three years from the date of the passage of the Ordinance.

c) No specific requirement in terms of hours of training or fire service experience is required; however, no person may take the State written examination for Firefighter II certification until the appropriately certified Fire Service Instructor and Fire Chief or his designee sign the Request for Examination Form.

d) Instructor Requirements

- 1) This course must be supervised by an instructor who is certified by the Office at the Fire Service Instructor I level.
- 2) Departments lacking Instructor I's are urged to apply for the Interim Instructor credentials during the first year of involvement in the program.
- 3) Faculty teaching in the fire service program at a community college or university may be authorized to teach these programs in the college.

e) Facility Certification and Delivery Systems

- 1) The course will be taught at a facility which is in possession of minimum resources required for a Provisional Facility Certification. See Section 140.11.

2) See Section 140.15 for Course Approval

f) Curriculum shall consist of a course or courses covering knowledge and skill objectives and depth of coverage as listed in NFPA 1001 Firefighter Professional Qualifications, 199287 edition—Chapter 4. This standard is incorporated by reference and includes no later standards or editions.

g) Curriculum Subject Headings for Modular courses

1) MODULE A

- A) General/Orientation
- B) Fire Behavior
- C) Portable-Fire-Extinguishers-Self-Contained Breathing Apparatus
- D) Tools-and-Equipment-Ladders Self-Contained-Breathing-Apparatus-Fire Hose, and Appliances
- E) Ladders-Personal Safety
- F) Fire-Hoses-Nozzles-and-Apparatus-Portable Fire Extinguishers
- H) Personal-Safety

2) MODULE B

- A) ReipesWater Supply Water-SubBtiesNozzles, Fire Streams
- B) Fire-StreamsVentilation
- C) Feasible-EntryRescue
- D) VentilationEmergency Medical Care
- E) RescueForcible Entry
- F) Emergency-Medical-GareOverhaul
- G) OverhaulBuilding Construction

3) MODULE C

- A) Communications
- B) Sprinkler Systems
- C) Salvage
- D) Fire-InspectionsFire Prevention, Public Education and Fire Cause
- E) Fire-Cause-and-OriginsRopes
- F) Hazardous Materials

h*) Firefighter II can be instructed in a series of three modules. Examinations can be taken by module or by taking the complete examination.

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- 1h) Depth of coverage of the subjects listed varies from for each firefighter level.
- j) When an individual takes the exam by modules, the passed modules will be kept on file until all three modules are passed before certification is granted.
- k) If an individual is training by module, and then enters an Academy or College program which instructs the complete program mode, any previously passed modules cannot be used to exempt any portion of the exam; the complete examination must be taken.
- If an individual fails the complete examination, they may elect to then test using the modular system.
- l) When an individual elects to be trained using the modular system, he or she may select any module in any sequence; however, the individual must take the examination after each module. A passing grade on all three modules is required before certification will be granted.
- m) State Certification Practical Skills Examination. See--Section 140-40-(g).
- 11 Local fire departments or schools are responsible for administering the practical skills examination prepared by the Office. Records and documented proof of such tests must be maintained by the department for audit purposes.
- A) Fire Chiefs are to acquire the identified equipment or to improvise where specific equipment is not available in the fire department or the mutual aid area to provide parallel learning experiences.
- B) Practical Skill Examinations
- 11 All practical skill examinations are supplied by the Division. The examination package consists of the lists of evolutions to be completed and the Practical Examination Key. The evaluation package contains an attestation by the Fire Chief or School Director and Certified Instructor that the tasks have been 100% successfully completed.

2) The Practical Examination Key and the attestation must be returned to the Division before certification will be issued.

n) State Certification Written Examination. To be certified as a Firefighter II, candidates must take and pass the State examination. See Section 140-8.

o) After-taking-the-Firefighter-II-examination-an-individual-shall-not-take-the-Firefighter-I-exam.

o) An individual who is in the process of preparing for the Firefighter II examination using the NFPA 1001 (1987) and IFSTA Essentials (2nd ed.) as standards and study materials, may option to test with these standards until January 1, 1995. After January 1, 1995, all standards for Firefighter II will come from the NFPA 1001 (1992). The Office must be notified when an exam is requested if the individual is wishing to use the old standards.

(Source: Amended at Ill. Reg. , effective , 1993)

Section 140.55 Airport Firefighter

Professional qualifications for Airport Firefighter are identified in the NFPA 1003 (1992a), hereby incorporated by reference. The Illinois program does not recognize rank as equivalent to the level of Airport Firefighter. The Office defines the Airport Firefighter as a certified individual who has the required airport fire protection and prevention experience.

a) Prerequisites.

- 1) Certification as a Firefighter II.
- 2) Attainment of one year of experience in airport fire protection.
- 3) Successful completion of the 120144 hour course, including the skill examination and passage of the State written examination.
- 4) See Section 140.50 a).

b) Funding Hours.

A maximum of 120144 hours is available for reimbursement funding. The Office will fund this level of training only one time. No funding is available for repeat courses.

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- c) Instructor Requirements. The course is to be taught under auspices of a Certified Fire Service Instructor II who has successfully completed the course and is a Certified Airport Firefighter. The Interim Fire Service Instructor policy (See Section 140.110 Interim Instructor) is applicable to airports seeking to begin training for Airport Firefighter.

- d) Facility, Certification and Delivery Systems. Educational institutions, fire departments, and fire service organizations desiring to offer the Certified Airport Firefighter program will be required to:

- 1) File Course Approval Forms. See Section 140.15.
- 2) Use a facility which possesses the minimum required resources. All delivery systems offering the program must have at least Provisional Facility Certification. In addition, the facility must possess:

A) A complete set of the IFSTA Training Manuals

B) A classroom

C) An airport firefighting vehicle.

D) Curriculum Subject Headings.

- 12 Introduction
- 22 Aircraft Familiarization
- 32 Airport Familiarization
- 42 Personnel Safety
- 52 Firefighting Equipment
- 62 Firefighting Operations
- 72 Communications
- 82 Fire Prevention

- f) Curriculum shall consist of a course or courses covering knowledge and skill objectives and depth of coverage as listed in NFPA 1003 Professional Qualifications for Airport Firefighters, 19287 edition. This standard is incorporated by reference and includes no later standards or editions.

- g) State Certification Practical Skills Examinations. Evaluations of the student's performance of the psychomotor objectives are to be done by independent evaluators, each using identical checklists which have been approved by the Office prior to its administration. Psychomotor skills checklists must be related to IFSTA 206 (19287).

requirements to qualify for approval. It is the responsibility of the school, fire department or airport to test the psychomotor behavioral objectives or all personnel as part of the certification testing process. See the Firefighter Study Guide for certification of Airport Firefighter for skill requirements.

Evaluation sheets of practical exams must be submitted before certification will be awarded.

- h) State Certification Written Examination. To be certified as an Airport Firefighter, candidates must take and pass the State examination. See Section 140.8.

(Source: Amended at III. Reg. , effective , 1993)

Section 140.60 Certified Firefighter III

The Office recognizes the Firefighter III level as equivalent to or exceeding the Firefighter II level identified in the NFPA 1001 (19287). The term synonymous with Firefighter III is Journeyman Firefighter and identifies the expected level of supervision.

- a) Prerequisites.
 - 1) Certification as a Firefighter II.
- 2) See Section 140.50 a).
- 32) Attainment of three cumulative fire service experience in a fire department which may include any combination of full-time, paid-on-call, volunteer, and military service (if a person's primary responsibility was fire protection). Proof is required. Job descriptions and personnel records are examples of adequate proof.
- 43) Documented learning experiences in each of the subject areas outlined in 140.60 (e) and contained in the Instructor Reference Manual.
- 54) Documented demonstration of competence in all manipulative skills contained in the Instructor Reference Manual.
- 5) Successful completion of all subject areas of the Firefighter III examination within five calendar years from the year of firefighter II certification, if an individual

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obtains Firefighter II certification at any time during 1980, the individual must pass all subject areas of the firefighter III examination by December 31, 1985. An individual who has not passed all subject areas of the firefighter III examination within the five-year cycle will lose all passing scores, and will again be required to take and pass all subject areas within a future five-year cycle.

6) If during the five-year cycle subject areas are added due to program changes, an individual who has not passed all areas of who has not met all prerequisites must successfully do so, including the added areas before becoming certified.

b) Funding Hours. Maximum funding is 450000 hours.—The Office will fund this level of training only one time.

c) Instructor Requirements

- 1) This course must be taught under the auspices of an instructor who has been certified by the Office as having met minimum standards for Fire Service Instructor II certification.
- 2) Fire Service Instructor I persons who have successfully completed portions of the Firefighter III examination may be authorized to teach and complete the required records in each of the subjects of the Firefighter III course which the Fire Service Instructor I has successfully completed.
- d) Facility Certification and Delivery System. Educational institutions, fire departments and fire service organizations must:
 - 1) Have access to an Unlimited Training Facility. See Section 140.12.
 - 2) File necessary Course Approval Forms. See Section 140.15.
- e) Curriculum shall consist of a course or courses covering knowledge and skill objectives and depth of coverage as listed in NFPA 1001, Firefighter Professional Qualifications, 1992 edition, Chapter 5. This standard is incorporated by reference and includes no later standards or editions.

f) Curriculum Subject Headings for Modular Courses.

1) MODULE A

A) Fire Department Organization

B) Fire Behavior
C) Self-Contained Breathing Apparatus
D) Ladders
E) Fire Hose and Appliances
F) Personal Safety

2) MODULE B

A) Water Supply
B) Nozzles and Fire Streams
C) Ventilation
D) Rescue
E) Building Construction
F) Emergency Medical Care
G) Overhaul

3) MODULE C

A) Communications
B) Sprinkler Systems
C) Ropes
D) Fire Prevention, Public Education and Fire Cause
E) Hazardous Materials

g) State Certification Practical Skill Examination. See Section 140.40
f9j*

1) Local fire departments or schools are responsible for administering the practical skills examination prepared by the Office.

Records and documented proof of such tests must be maintained by the department for audit purposes.

- A) Fire Chiefs are to acquire the identified equipment or to improvise where specific equipment is not available in the fire department or the mutual aid area to provide parallel learning experiences.
- B) Practical Skill Examinations
 - 1) All practical skill examinations are supplied by the Division. The examination package consists of the lists of evolutions to be completed and the Practical Examination Key. The evaluation package contains an attestation by the Fire Chief or School

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Director and Certified Instructor that the tasks have been 100% successfully completed.

2) The Practical Examination Key and the attestation must be returned to the Division before certification will be issued.

hg) State Certification Written Examination. To be certified as a Firefighter III, candidates must take and pass the State examination. A Request for Examination must be signed by a Certified Fire Service Instructor II. See Section 140.8. Individuals possessing--Emergency--Medical--Technician--(EMT)--or Paramedic--certification--are--not--required--to--take--the--Emergency Medical--Care--section--of--the--Certified--firefighter--III--examination. Proof of current EMT or Paramedic certification is required.

ij) Firefighter III can be instructed in a series of modules. Examinations can be taken by module or by taking the complete exam.

lk) Depth of coverage of the subjects listed varies for each firefighter level.

k) When an individual takes the exam by modules, the passed modules will be kept on file until all modules are passed before certification is granted.

l) If an individual is training by module, and then enters an Academy or College program which instructs the complete program mode, any previously passed modules cannot be used to exempt any portion of the exam; the complete examination must be taken.

m) When an individual elects to be trained using the modular system, he or she may select any module in any sequence; however, the individual must take the examination after each module. A passing grade on all modules is required before certification will be granted.

hg) Refresher Training.

1) The Certified Firefighter III is considered by the Office to be the senior technical level in the fire suppression career ladder and, therefore, is not required to progress to another level in order to maintain certification. In order to insure that Firefighter III personnel maintain their proficiency, they are encouraged to keep abreast of the state of the art by participating in refresher training. For the purpose of funding, say--10060 hours of reimbursable time per year will be funded by the Office for refresher training.

- 2) The training may consist of any or all of the subjects listed in NFPA 1001 and Firefighter III certification. The failure to participate in the annual 10060 hours of refresher training does not revoke the individual's certification, since such certification has historically been seen as a personal achievement, and maintenance of the certificate a personal commitment. Refresher training must encompass at least four subject areas annually to claim for funding; with the minimum intent to cover all subject areas at least once each five years.
- 3) Individuals participating in such refresher training will need to have clearly identified training records. (See Section 140.12(e))
 - o) An individual who is in the process of preparing or testing for Firefighter III using the NFPA 1001 (1987) standard may option to test with this standard until January 1, 1995. After January 1, 1995, all standards for Firefighter III will come from the NFPA 1001 (1992). The Office must be notified when an exam is requested if the individual is wishing to use the old standards.

(Source: Amended at 111. Reg. , effective , 1993)

Section 140.65 Certified Fire Apparatus Engineer

The Certified Fire Apparatus Engineer course is designed to meet a specialty need within the fire service. The program equals or exceeds the requirements of NFPA 1002, Fire Apparatus Driver/Operator Professional Qualifications, 1988/1992 edition.

- a) Prerequisites
 - 1) Certification as a Firefighter II.
 - 2) See Section 140.50 a).
- 32) Completion of the Certified Fire Apparatus Engineer course of 40 student contact hours (minimum).
 - 43) Pass State end-of-course written and practical skill examination.
 - 44) Possess the appropriate class of Illinois driver's license in accordance with the Illinois Vehicle Code (Ill. Rev. Stat. 1989, ch. 95 1/2, par. 100 et seq.).
 - 45) Application for certification which includes attestation by Fire Chief that all practical driving skills as specified in NFPA 1002 have been taught.

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- b) Funding
- 1) A maximum of 108 hours is available for reimbursement funding.
No funding is available for repeat courses.
 - c) Instructor Qualifications. There is no Fire Apparatus Engineer Instructor certification level. Persons planning to offer this program must:
 - 1) Be a Certified Fire Service Instructor II, and
 - 2) Be a Certified Fire Apparatus Engineer
 - 3) When a department is initiating a Fire Apparatus Engineer program, the initial course may be conducted by a Certified Fire Service Instructor II who is not a Certified Fire Apparatus Engineer. However, the practical skill examination must be conducted by a Certified Fire Apparatus Engineer. The department should contact the Office for the names of Certified Fire Apparatus Engineers who have agreed to conduct practical skill examinations.
- d) Facility Certification and Delivery Systems.
- 1) Course Approval. See Section 140.15.
 - 2) The course must be taught at an Unlimited Training Facility.
See Section 140.12.
- e) Curriculum shall consist of a course or courses covering knowledge and skill objectives and depth of coverage as listed in NFPA 1002, Fire Apparatus Driver/Operator Professional Qualifications, 1988/1992 edition. This standard is incorporated by reference and includes no later standard or edition.
- f) State Certification Practical Skill Examination
- 1) The state practical skill examinations consist of a series of evolutions covering pumper operations. Instructors should contact the Office for the practical skill package.
 - 2) All practical skill examinations must be administered by an Instructor II. Certified Fire Apparatus Engineer and observed by two additional persons assigned by the Fire Chief.
 - 3) After the practical examination is completed and scored by the Instructor, a copy of the evaluation checklist must be sent to
- the Office for inclusion in the student's file before certification will be granted.
- g) State Certification Written Examination. To be certified as a Fire Apparatus Engineer, candidates must take and pass the State examination. Firefighter II certification is required before the Fire Apparatus Engineer examination may be taken. Request for exam must be signed by a Fire Service Instructor II who is also a Certified Fire Apparatus Engineer. See Section 140.8.
- (Source: Amended at Ill. Reg. , effective 1993)
- Section 140.70 Fire Officer I**
- The Office recognizes three levels of Fire Officer, Fire Officer I, II, and III. These three levels meet and exceed the ~~four~~* levels of Fire Officer identified in NFPA 1021 (1992>). hereby incorporated by reference. The Office does not recognize rank as equivalent to the various levels of Fire Officer. The Office defines the Fire Officer I as an individual having the responsibilities of Company Officer.
- a) Prerequisites. Fire Officer I certification is granted to those individuals who have achieved the following:
- 1) Certification as Firefighter III.
 - 2) See Section 140.50 a).
- 32) Attainment of three years minimum fire service experience in a fire department.
- 43) Successful completion of the ~~five~~—~~identical~~ required three-semester credit (40 student-contact hour minimum) courses or equivalent according to Section 140.18 Course Approval Equivalency. A course taken for certification credit of 40 student contact hours (minimum) can only be used for one area of career hierarchy. Individuals must have courses meeting the objectives in NFPA 1021, Fire Officer I, Chapter 2—and—3,—hereby Qualifications, 1992> edition, Chapter 2—and—3,—hereby incorporated by reference, including no later amendments or editions. ~~Course requirements are broken down in five modules with the following topic headings:~~
- A) Fire-Service-Instructor-I-Certification-required
B) Fire-Prevention-Principles-I
C) Strategy-and-Tactics-I

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B) Fire-Service-Management-II

E) Fire-Service-Management-II

54) Experience Requirements

A) The candidates for Fire Officer I certification must have served a minimum of one year as a Fire Officer I or Fire Officer I trainee. The Office defines a Fire Officer I trainee as a person possessing Firefighter III certification assigned to supervise one or more companies (a company is a crew of fire protection personnel). The (a Company is a crew of fire protection personnel). The Certified Instructor/Firefighting-Officer and Fire Chief must document the experience as a Fire Officer I or Fire Officer I trainee.

B) Until such time as the experience requirement is satisfied, the Fire Officer I candidate will receive a certificate letter of "qualification" attesting to his "Provisional Qualification" as a Fire Officer I. Provisional Qualification can only be given after completion of all required courses. Provisionally qualified status allows the individual to participate in Fire Officer II courses and training. Provisionally qualified status does not certify the individual as a Fire Officer I.

b) Funding Hours. A maximum of 324270 hours is available for reimbursement funding with no more than 54 hours being allowed for any oneeach of the 5-courses required in 140.70(a)(43). Work experience does not qualify for funding. The Office will fund this level of education only one time. A candidate must be certified as a Firefighter III prior to the beginning of Fire Officer I classes to qualify for reimbursement funding.

c) Equivalent courses. Courses not having prior approval but which correlate with the content areas of required courses and conclude with an evaluation of the individual's retention will be approved for certification purpose only. Fire Officer Applications for certification that request course equivalency evaluation must be accompanied by complete course content or syllabus for the course. College catalog descriptions of a paragraph or less are not sufficient documentation for review.

1) Equivalent courses must meet the performance objectives required in NFPA 1021, Fire Officer Professional Qualifications, 192289 edition, chapters 2 and 3.

2) It is the responsibility of the applicant to conduct an equivalency evaluation.

3) Course Approval Equivalency: See Section 140.18 Course Approval Equivalency. Documentation and proof necessary to establish course equivalency shall include but not limited to:

- A) Course titles or transcripts
- B) Syllabi and course outlines
- C) Test scores or grades
- D) College and Institute catalog course descriptions
- E) Other supporting material

d) Instructor Requirements. See Section 140.200(d) for instructor approval requirements.

e) Facility Certification and Delivery Systems. Educational institutions and fire service organizations desiring to offer the Fire Officer program will be required to receive facility certification. Such certification requires:

- 1) See Section 140.15 for course approval requirements.
- 2) See Section 140.16 for end-of-course examination requirements.
- 3) All courses will be delivered under the auspices of approved institutions which are identified as follows:
 - A) All Fire Officer I and II courses may be delivered by any accredited college or university in Illinois.
 - B) All Fire Officer III courses may be delivered by colleges or universities accredited in Illinois to offer baccalaureate degrees.
- C) Fire Service organizations may receive approval to deliver specialized courses. Such approval will be granted based on compliance with all applicable rules in this Part, including Sections 140.11, 140.12, 140.15, 140.16, and 140.25. These organizations are identified as:
 - i) The Illinois Fire Chief's Association (IFCA)

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- 1) The Illinois Fire Inspector's Association (IFI)
 2) The Illinois Society of Fire Service Instructors
 3) The Illinois Firefighter's Association (IFA)
 4) The Associated Firefighters of Illinois (AFFI)
 5) The Illinois Association of Fire Protection
 Districts (IAFPD)
 6) The Illinois Professional Firefighters Association
 (IPFA)
- 7) All organizations and institutions desiring to offer programs and/or courses will be required to meet all rules and regulations established by the Office regarding curricula, student control, examinations, financial records, maintenance and instructor's qualifications, including Sections 140.11, 140.12, 140.15, 140.16 and 140.25.
- 8) Curriculum shall consist of courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1021, Fire Officer Professional Qualification, 199288 edition-Chapters-2-and-3. This standard is incorporated by reference and includes no later editions or amendments.
- 9) Courses taken prior to January 1, 1994, will be evaluated using the criteria in the program prior to January 1, 1994 (NFPA 1021 - 1987 edition).
- 10) Courses taken after January 1, 1994, will be evaluated under the current criteria (NFPA 1021 - 1992 edition).
- (Source: Amended at 111. Reg. , effective , 1993)
- Section 140.80 Fire Officer II**
- The Office recognizes three levels of Fire Officer, Fire Officer I, II, and III. These three levels meet and exceed the four~~six~~* levels of Fire Officer identified in NFPA 1021 (199287), hereby incorporated by reference. The Office defines Fire Officer II as a person having the responsibilities above Company Officer, but less than the responsibilities of the Fire Administrator, Fire Chief, head of the department, etc. (See Section 140.70).
- a) Prerequisites. The candidate seeking Fire Officer II certification must have achieved the following qualifications:
- 1) Certification as a Fire Officer I.
 See Section 140.50.a).
 - 2) Five years minimum fire service experience in a fire department.
 - 3) Successfully completed five 3-semester credit courses (40 student contact hours minimum), or equivalent according to Section 140.18. Course Approval Equivalency (40-student-contact-hours-minimum). A course taken for certification credit of 40 student contact hours (minimum) can only be used for one area in the career hierarchy. Individual must have courses meeting the objectives in NFPA 1021, Fire Officer Professional Qualifications, 199287 edition, Chapter—4—and—5—hereby incorporated by reference and includes no later editions or amendments. Course requirements are broken-down-in-five-modules-with-the-following topic-headings:
 - A) Fire-Service-Instructor-II—certification-required
 - B) Fire-Prevention-Principles-II
 - C) Strategy-and-Tactics-II
 - D) Fire-Service-Management-III
 - E) Fire-Service-Management-IV
 - 4) Experience Requirements
 - A) The candidates for Fire Officer II certification must have served a minimum of one year as a Fire Officer II or a Fire Officer II trainee. The Office defines a Fire Officer II trainee as a person possessing Fire Officer I certification assigned to Fire Officer II duties. The Certified Instructor/Fireman—Officer and Fire Chief must document the experience as a Fire Officer II or Fire Officer II trainee.
 - B) Until such time as the experience requirement is met, the Fire Officer II candidate will receive a certificate-letter of verification attesting to his "provisional qualification" as a Fire Officer II. Provisionally qualified status allows the individual to participate in Fire Officer III courses. Provisionally qualified status does not certify the individual as a Fire Officer II. Provisional qualification can only be given after completion of all required courses.

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- C) An individual must be certified Fire Officer I to receive a provisional Fire Officer II. An individual possessing a letter-of-provisional-qualification-as-a-fire-officer--if may take Fire Officer II courses and receive a letter-of-provisional-qualification-as-a-fire-officer-II.
- b) Funding Hours. A maximum of 324270 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses with no more than 54 hours being allowed for any oneeach of the 5-courses required in 140.80(a)(3). Work experience does not qualify for funding. Candidates must be certified as a Fire Officer I or a provisionally qualified Fire Officer I prior to beginning Fire Officer II courses to qualify for reimbursement funding.
- c) Equivalent courses. See Section 140.70 (c).
- d) Instructor Requirements. See Section 140.70 (d).
- e) Facility Certification and Delivery Systems. See Section 140.70 (e).
- f) Curriculum shall consist of courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1021, Fire Officer Professional Qualifications, 1992> edition--Chapters 4-and-5. This standard is incorporated by reference and includes no later standard or edition.
- g) Courses taken prior to January 1, 1994, will be evaluated using the criteria in the program prior to January 1, 1994 (NFPA 1021 - 1987 edition).
- Courses taken after January 1, 1993, will be evaluated under the current criteria (NFPA 1021 - 1992 edition).
- (Source: Amended at III. Reg. , effective , 1993)
- Section 140.90 Fire Officer III**
- The Office recognizes three levels of Fire Officer, Fire Officer I, II, and III. These three levels meet and exceed the ~~six~~four levels of Fire Officer identified in NFPA 1021 (1987>), hereby incorporated by reference. The Office identifies the fire officer--III--as--those--persons--having--the responsibilities--of--the--head--of--administer--of--a--department--or--allied--field agency----The--individual--directs--the--activities--and--is--in--command--of--a--fire department--or--allied--field--agency----The--term--synonymous--with--fire--officer--III is--fire--Department--Administrator----(See--Section--140.70)--The--Office--identifies the Fire Officer III as a person who has administrative responsibilities, the authority to affect practices, policies, and procedures of the department, and
- is, or reports directly to, the chief, chief administrator or head of department.
- a) Prerequisites. Fire Officer III certification is granted to those persons who have met the following qualifications:
- 1) Certified as a Fire Officer II.
 - 2) Attained sixteen years minimum fire service experience in a fire department.
 - 3) Successful completion of the required courses or equivalent as established by Section 140.18 Course Approval Equivalency, including the following topics:
 - A) Introduction
 - B) Communications
 - C) Government Structures and The Political Arena
 - D) Fire Department Operations and Administration
 - E) Human Resource Administration
 - F) Resources Planning and Administration
 - G) Public Fiscal Planning and Administration
- Successful completion of the six--identified--three--semester credit--courses--(40--student--contact--hour--minimum)--or equivalent--individuals--must--have--the--following--required courses--or--equivalent--courses--+
- A) Group Structures--and--Meetings--in--the--fire--service--(or provide--preoff--or--equivalent--course),
- B) Public--Communications--(or--provide--preoff--or--equivalent course),
- C) Managerial--Development--(or--provide--preoff--or--equivalent course),
- D) Personal--and--Personnel--Management--(or--provide--preoff--or equivalent--course),
- E) Approaches--to--Finance--and--Data--Based--Systems--(or--provide preoff--or--equivalent--course),

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- F) Disaster Planning and Political Consideration-(or provide proof of equivalent course--Proof will consist of a course syllabus or course description).
- 4) Experience Requirements.
- A) The candidate for Fire Officer III certification must have served two years as a Fire Officer I, II, or a Fire Officer III trainee. The Office defines a Fire Officer II trainee as a person possessing Fire Officer II certification and who is assigned duties as head of a department. See Section 140.50(a). The applicant must have current administrative duties to be certified. Individuals applying with prior experience shall be evaluated individually.
- B) Documentation of work experience as a Fire Officer III shall consist of:
- 1) completed work experience examples.
 - 2) official job description.
 - 3) an official, legible, definitive department organization chart, on fire department letterhead, signed by Fire Chief, letter from supervisor, if experience relating to the courses required.
- C) Until such time as the experience requirement is met, the Fire Officer III candidate will receive a letter-of-verification certificate attesting to his "provisional qualification" as a Fire Officer III. Provisionally qualified status does not certify the individual as a Fire Officer III. Provisional qualification can only be given after completion of all formal courses.
- D) A person possessing a letter-of-provisional-qualification as a Fire Officer III may take Fire Officer III courses and receive a letter-of-qualification as a Fire Officer III person possessing a certificate as a Fire Officer II provisional may take Fire Officer III courses and receive funding for Fire Officer III courses. However, an individual must be certified as a Fire Officer II to receive a provisional Fire Officer III.
- b) Funding hours. A maximum of 400324 hours is available for reimbursement funding with no more than 54 hours being allowed for any oneeach of the 6 courses required in 140.90(a)(3). Work experience does not qualify for funding. The Office will fund this

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- level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Fire Officer II or a provisionally qualified Fire Officer II to qualify for reimbursement funding.
- c) Equivalent courses. See Section 140.70(c).
- d) Instructor Requirements. See Section 140.70(d).
- e) Facility Certification and Delivery Systems. See Section 140.70(e).
- f) Curriculum shall consist of courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1021 [1992], Chapters 5 and 6. This standard is incorporated by reference and includes no later editions or amendments.
- g) Refresher training of up to 120 hours may be funded annually. Funding documentation must be proof of completed class, course or seminar that meets the objectives of NFPA 1021. [1992]. Funding will not be available for repeat courses. Refresher training must encompass at least three subject areas to claim for funding.

(Source: Amended at Ill. Reg. , effective , 1993)

Section 140.130 Fire Service Instructor I

Professional qualifications for Fire Service Instructor I are identified in the NFPA 1041 (1992>), Chapter 23, hereby incorporated by reference. The Illinois program does not recognize rank as equivalent to the various levels of Fire Service Instructor. The Office defines the Fire Service Instructor I as a certified individual who has successfully completed the required academic program; an Instructor in the fire department who is authorized to teach courses in the Firefighter I-and-II programs for state certification and to validate training records for these levels. A fire service instructor who has demonstrated the knowledge of and the ability to conduct instruction from prepared material.

- a) Prerequisites. Fire Service Instructor I is granted to those individuals who have met the following qualifications:
- 1) Certification as a Firefighter II.
 - 2) Attainment of three years of documented cumulative fire service experience in a fire department;
- 3) Successful completion of a course with a minimum of 40 hours in instructional techniques equivalent to NFPA 1041 (1992>), Chapter 23, or equivalent-State Teacher's Certification Board,

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State of Illinois Teacher's Certificate. Such certificate will be accepted only for certification for Fire Service Instructor I—and-II, if all other certification requirements are met. Copy of Teacher's Certificate must be submitted with application for certification.

4) See Section 140.50.a).

b) Funding hours. A maximum of 54 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Firefighter II to qualify for reimbursement funding.

c) Instructor Requirements.

- 1) Course must be taught under auspices of an Instructor who is recognized and approved by an educational institution or major fire service organization which has the approval of the Office. The Instructor qualifications are flexible in that no specific discipline is required of the person employed to teach the Instructor course.
- 2) It is strongly recommended that fire protection personnel not be authorized as instructors for this course unless the fire service personnel have been previously recognized by the institution offering the course and the Office as an educator qualified to teach others how to teach.

d) Facility Certification and Delivery Systems. Educational institutions and fire service organizations desiring to offer the Fire Service Instructor program will be required to receive facility certification. Such certification requires:

- 1) See Section 140.15 for course approval requirements.
- 2) See Section 140.16 for end-of-course written examination requirements.
- 3) A practice teaching evaluation system for Fire Service Instructor I and Fire Service Instructor II must be approved by the Office. This system must contain at least one practice teaching evaluation to be conducted by two or more evaluators. All evaluators will utilize a checklist, approved by the Office, to independently evaluate the candidates performance.
- 4) Fire Service Instructor courses will be delivered under the auspices of approved institutions identified as follows:

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- A) All Fire Service Instructor I, II and III courses may be delivered by any accredited college or university in Illinois.
- B) All Fire Service Instructor IV courses may be delivered by colleges or universities accredited in Illinois to offer baccalaureate degrees.
- C) Fire service organizations may receive approval to deliver specialized courses. The organizations are identified as:
 - 1) The Illinois Fire Chief's Association (IFCA)
 - ii) The Illinois Fire Inspector's Association (IFI)
 - iii) The Illinois Society of Fire Service Instructors (ISFSI)
 - iv) The Illinois Firefighter's Association (IFA)
 - v) The Associated Firefighters of Illinois (AFFI)
 - vi) The Illinois Association of Fire Protection Districts (IAFPD)
 - vii) The Illinois Professional Firefighter's Association (IPFA)
- D) All organizations and institutions desiring to offer programs and/or courses will be required to meet all rules and regulations established by the Office regarding curricula, student control, examinations, financial records, maintenance and instructor's qualifications (See Section 140.25).
- E) Curriculum shall consist of course or courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1041, Chapter 23. This standard is incorporated by reference and includes no later editions or amendments.
- F) Curriculum: Amended at Ill. Reg. , effective , 1993

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as a fire service instructor who, in addition to meeting Instructor I qualifications, has demonstrated the knowledge and ability to coordinate other instructors and who is capable of using a variety of teaching strategies to develop lesson plans and instructional aids based on a task analysis. certified-individual-serving-as-an-instructor-in-a-fire-department-or-allied-field--or--agency-with-equipment-and-lessen-plan-development-responsibilities. Instructor II's are authorized to teach all subjects of the Firefighter I-II, and III courses and to validate training records for these levels of training.

- a) Prerequisites. Fire Service Instructor II certification is granted to those individuals who have:
 - 1) Certification as a Firefighter III.
 - 2) Certification as a Fire Service Instructor I.
 - 3) Attained five years of documented fire service experience in a fire department.
 - 4) Successfully completed a course with a minimum of 40 hours in methods and techniques of teaching equivalent to NPA 1041 (192287), Chapter 34, hereby incorporated by reference, including no later editions or amendments. A State-Teacher's Certificate-on-Board-State-of-Illinois-Teacher's-Certificate will-be-accepted-only-for-certification-for-Fire-Service-Instructor-I-and-Instructor-II-other-certification-requirements-are-not,-Copy-of-Teacher's-Certificate-must-be-submitted-with-application-for-certification.
- 5) See Section 140.50 a).
- b) Funding hours. A maximum of 5448 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Fire Service Instructor I prior to starting this course to qualify for reimbursement funding.
- c) Instructor Requirements. See Section 140.130(c).
- d) Facility Certification and Delivery Systems. See Section 140.130(d).
- e) Curriculum Subject Headings. The general course content is identified in NPA 1041 (1992), Chapter 34. In addition to meeting the qualifications of Instructor I, the objectives of the course are designed to prepare the candidate in the ability to demonstrate

knowledge and skills in preparing Instructional Materials, Techniques of Testing and Evaluations and writing Behavioral Objectives or Performance Objectives.

(Source: Amended at Ill. Reg. , effective , 1993)

Section 140.150 Fire Service Instructor III

Professional qualifications for Fire Service Instructor III are in the NFPA 1041 (199287), Chapter 45, hereby incorporated by reference and including no later editions or amendments. The Illinois program does not recognize rank as equivalent to the various levels of Fire Service Instructor. The Office defines the Fire Service Instructor III as a certified individual serving in a fire department or allied field or agency assigned supervisory/administrative duties with some instructional responsibilities; responsible for the development of courses and the selection and development of appropriate instructional materials, and to supervise instructors and support staff for-a-major-administrative-duties-with-some-instructional-duties--responsible-for-a-major-administration-of-a-training-program. The term Technical Manager is synonymous with Fire Service Instructor III.

- a) Prerequisites. Fire Service Instructor III certification is granted to those individuals who:
 - 1) Have certification as a Fire Service Instructor II.
 - 2) Have served a minimum of three years in the capacity of a fire service instructor or training officer.
 - 3) Successful completion of 80 hours of courses equivalent to NPA 1041 (199287), Chapter 45.
- 4) See Section 140.50 a).
- b) Funding Hours. A maximum of 80 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Fire Service Instructor II prior to starting this course to qualify for reimbursement funding.
- c) Instructor Requirements. See Section 140.130(c).
- d) Facility Certification and Delivery System. See Section 140.130(d).
- e) Curriculum Subject Headings. The general course content is identified in NPA 1041 (199287), Chapter 45.

(Source: Amended at Ill. Reg. , effective , 1993)

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Section 140.160 Fire Service Instructor IV

Professional qualifications for Fire Service Instructor IV are in the NFPA 1041 (1992g2), Chapter 56, hereby incorporated by reference and including no later editions or amendments. The Office defines the Instructor IV who in addition to meeting Instructor III qualifications, has demonstrated the knowledge and ability to administer and manage a fire service training program including budget preparation, personnel management, maintenance of positive public relations, and organizational goal setting. ~~as a certified person serving as an instructor in a fire department or allied field agency primarily assigned administrative and/or management responsibilities for fire service training. Division Administrator is the term synonymous with Fire Instructor IV.~~

a) Prerequisites. Instructor IV certification will be granted to those individuals who have met the following qualifications:

- 1) Certification as a Fire Service Instructor III.
- 2) Have served a minimum of five years in the capacity of a fire service instructor or training officer.
- 3) Successful completion of the course (40 student contact hours minimum) or equivalent successful completion of five three-semester-courses-(40-student-contact-hours-minimum)-of-equivalent-individuals-must-have-the-following-required-courses-of-equivalent-courses.
 A) Management-I-(or-provide-proof-of-equivalent-course)
 B) Management-II-(or-provide-proof-of-equivalent-course)
 C) Management-III-(or-provide-proof-of-equivalent-course)
 D) Management-IV-(or-provide-proof-of-equivalent-course)
 E) A-course-in-educational-administration-or-approaches-to-finance-and-data-based-systems,-fire-officer-III,-Module-V,
 4) See Section 140.50 a).
 b) Funding hours. A maximum of 54279 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Fire Service Instructor III prior to starting this course to qualify for reimbursement funding--with no more than 54 hours being allowed for each of the 5 required courses in 140.160(a)(3).

c) Equivalent courses. See Section 140.70(c).

d) Instructor Requirements. See Section 140.70(d).

- e) Facility Certification and Delivery System. See Section 140.70(e).
- f) Curriculum shall consist of course or courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1041.

(Source: Amended at Ill. Reg. , effective , 1993)

Section 140.171 Fire Prevention Officer I

Professional qualifications for Fire Prevention Officer I, except Firefighter qualifications, are identified in the NFPA 1031, 1033, 1035, (1987), hereby incorporated by reference, including no later amendments or editions. The Office defines the Fire Prevention Officer I as a person serving in a fire department or allied agency whose primary duties are inspections of a variety of structures, reporting inspection results of fire safety conditions, conducting basic fire investigation, and performing basic fire prevention education activities. The term synonymous with Fire Prevention Officer I is Technical Specialist.

- a) Prerequisites. Fire Prevention Officer I certification is granted to those individuals who have met the following qualifications:
- 1) Certification as a Firefighter III or successfully completing the Firefighter Bypass examination. Entrance into this program through the Bypass examination is limited to:

- A) Office personnel.
- B) Persons employed by fire departments and fire protection districts in fire prevention areas who are prohibited from work in fire suppression.
- 2) Attainment of three years cumulative fire service experience which must include one year of experience in fire prevention.
- 3) Successful completion of the Office approved Fire Prevention Officer I course or provide proof of equivalent courses.

- 4) Successful completion of the State Fire Prevention Officer I examination. Prerequisite for taking state written examination is Firefighter III certification or successful completion of the Bypass examination.

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- b) Funding Hours. A maximum of 300240 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Firefighter II or have successfully completed the Firefighter Bypass examination to qualify for reimbursement funding.
- c) Equivalent courses.
- 1) See Section 140.18 Course Approval Equivalency.
 - 2+) See Section 140.70(c) for requirements.
 - 32) Equivalent course must meet the performance objectives in NFPA 1031, 1033, and 1035.
 - 43) When courses are evaluated as equivalent, the individual will be allowed to take the State written examination one time. Failure of the State written examination will invalidate the equivalency evaluation and require the individual to successfully complete the Fire Prevention Officer I program prior to taking the State written examination a second time.
 - 54) Equivalent courses are not eligible for reimbursement.
 - d) Instruction Requirements. The Fire Prevention Officer I program must be taught under the auspices of instructors who are recognized and approved by an educational institution and/or fire service organization which has the approval of the Office. The instructor qualifications are flexible in that no specific discipline or degree is required.
 - e) Facility Certification and Delivery Systems. Educational institutions and fire service organizations desiring to offer the Fire Prevention Officer I program will be required to receive facility certification. Such certification requires:
 - 1) See Section 140.15 for Course Approval requirements.
 - 2) See Section 140.8 for State written examination requirements.
 - 3) See Section 140.16 for End-of-Course examination requirements.
 - 4) All courses will be delivered under the auspices of approved institutions identified as follows:

A) Fire Prevention Officer I, Fire Prevention Education Officer II Officer II, and Fire Prevention Inspector II courses may

- be delivered by any accredited college or university in Illinois.
- B) Fire Prevention Education Officer III and Fire Prevention Inspector III courses may be delivered by colleges or universities accredited in Illinois to offer baccalaureate degrees.
- C) Fire service organizations may receive approval to deliver specialized courses. The organizations are identified as:
- 1) The Illinois Fire Chief's Association (IFCA)
 - 11) The Illinois Fire Inspector's Association (IFI)
 - 111) The Illinois Society of Fire Service Instructors (ISFSI)
 - 1V) The Illinois Firefighter's Association (IFA)
 - V) The Associated Firefighters of Illinois (AFFI)
 - VI) The Illinois Association of Fire Protection Districts (IAFPD)
 - VII) The Illinois Professional Firefighters Association (IPFA)
- 5) All organizations and institutions desiring to offer programs and/or courses will be required to meet all rules and regulations established by the Office regarding curricula, student control, examinations, financial records maintenance and instructor's qualifications.
- f) Curriculum shall consist of course or courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1031, Professional Qualifications for Fire Inspector (1987), NFPA 1033 Professional Qualifications for Fire Investigator (1987), and NFPA 1035 Professional Qualifications for Public Fire Educator (1987).
- g) State Certification Written Examination. To be certified as a Fire Prevention Officer I, candidates must take and pass the State examination. See Section 140.8.
- (Source: Amended at 111. , effective , 1993)
- Section 140.180 Fire Prevention Education Officer II

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Professional qualifications for Fire Prevention Education Officer II are identified in the NFPA 1035 (1987), hereby incorporated by reference. The Office defines the Fire Prevention Education Officer II as an individual serving in a fire department or allied agency with primary responsibility for the development and dissemination of fire prevention education materials and programs.

- a) Prerequisites. Fire Prevention Education Officer II certification is granted to those individuals who have achieved the following:
 - 1) Certification as a Fire Prevention Officer I.
 - 2) Attainment of three years of documented fire prevention experience.
 - 3) Successful completion of course or courses meeting the objectives in NFPA 1035, (1987), Chapter 4. This standard is incorporated by reference and includes no later editions or amendments.

- b) Funding Hours. A maximum of 270 hours is available for reimbursement funding with no more than 54 hours for each of the 5 courses required in 140.180 (a)(3). The Office will fund this level of education only one time. Candidates must be certified as a Fire Prevention Officer I to qualify for reimbursement funding.

- c) Equivalent courses. See Section 140.70(c) and Section 140.18 Course Approval Equivalency for requirements.

- d) Instructor Requirements. See Section 140.171(d).

- e) Facility Certification and Delivery Systems. See Section 140.171(e).

- f) The curriculum shall consist of a course or courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1035, Professional Qualifications for Public Fire Educator (1987), Chapter 4.

(Source: Amended at Ill. Reg. , effective , 1993)

Section 140.185 Fire Prevention Education Officer III

Professional qualifications for Fire Prevention Education Officer III are identified in NFPA 1035 (1987), Chapter 5, hereby incorporated by reference. The Office defines the Fire Prevention Education Officer III as a person serving in a fire department or allied agency assigned supervisory and administrative responsibilities within a public fire education program.

- a) Prerequisites. Fire Prevention Inspector III certification is granted to those individuals who have met the following qualifications:
 - 1) Certification as a Fire Prevention Inspector II.
 - 2) Attainment of five years of documented experience in fire inspection.

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Prerequisites. Fire Prevention Education Officer III certification is granted to those individuals who have met the following qualifications:

- 1) Certification as a Fire Prevention Education Officer II.
- 2) Attainment of five years of documented fire prevention experience with two years in fire education.
- 3) Successful completion of the six-management-courses required for Fire Officer III certification or provide proof of equivalent courses. See Section 140.90(a)(3) and Section 140.18 Course Approval Equivalency.
- b) Funding Hours. A maximum of 400324 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Fire Prevention Education Officer II prior to taking these courses to qualify for reimbursement funding, with no more than 54 hours being allowed for any oneeach of the 6 required courses in Section 140.185(a)(3).
- c) Equivalent Courses. See Section 140.70(c) and Section 140.18 Course Approval Equivalency for requirements.
- d) Instructor Requirements. See Section 140.171(d).
- e) Facility Certification and Delivery Systems. See Section 140.171(e).
- f) Curriculum Subject Headings. See Section 140.90(f).

Section 140.220 Fire Prevention Inspector III

Professional qualifications for Fire Prevention Inspector III are identified in the NFPA 1031 (1987), Chapter 5, hereby incorporated by reference. The Office defines the Fire Prevention Inspector III as a person serving in a fire department or allied agency assigned primarily supervisory and administrative responsibilities within a fire prevention bureau.

- a) Prerequisites. Fire Prevention Inspector III certification is granted to those individuals who have met the following qualifications:

- 1) Certification as a Fire Prevention Inspector II.
- 2) Attainment of five years of documented experience in fire

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3) Successful completion of the six-management courses required for Fire Officer III or provide proof of equivalent courses. See Section 140.90 (a)(3) and Section 140.18 Course Approval Equivalency.

b) Funding Hours. A maximum of 400324 hours is available for reimbursement funding with no more than 54 hours allowed for any onegees of the 6 courses in 140.90 (a)(3). The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Fire Prevention Inspector II to qualify for reimbursement funding.

c) Equivalent Courses. See Section 140.70 (c) for requirements.

d) Instructor Requirements. See Section 140.171 (d).

e) Facility Certification and Delivery Systems. See Section 140.171 (e).

f) Curriculum Subject Headings. See Section 140.90 (f).

(Source: Amended at 111. Reg. , effective , 1993)

Section 140.225 Hazardous Materials First Responder-Awareness

a) Hazardous Materials First Responder-Awareness personnel are fire personnel trained to the level of awareness as defined in 29 CFR 1910.120 (1990) or the United States Environmental Protection Agency (EPA), 40 CFR 311 (1990) whichever is appropriate for their jurisdiction.

b) Fire protection personnel at this level of certification are:

1) Persons who are likely to witness or discover a hazardous substance release or potential release and who have been trained to initiate an emergency response sequence by notifying the proper authorities (local, state, federal, or private resources) of the release.

c) Professional qualifications for Hazardous Materials First Responder-Awareness are identified in NFPA 472, (1992) Standard for Professional Competence of Responders to Hazardous Materials Incidents, hereby incorporated by reference and containing no later standard or reference.

1) Prerequisites - Hazardous Materials First Responder-Awareness Certification is granted to those persons who have met the following qualifications:

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- A) Certification as a Firefighter II
- B) Successful completion of a course consisting of First Responder Awareness meeting NFPA 472 (1992), including passage of local testing including practical and State written exam.
- C) Prerequisite for taking the state written exam is Firefighter II certification.
- D) See Section 140.50 a).
- 2) Funding. A maximum of 16 hours is available for reimbursement funding. The Office will fund this level of training only one time.
- 3) Instructor Requirements
- Certified Fire Service Instructor I and Certified Hazardous Materials First Responder-Awareness.
- 4) Facility Certification and delivery system. Educational institutions and fire departments desiring to offer the Hazardous Materials First Responder-Awareness program will be required to:
 - A) File Course Approval forms. See Section 140.15.
 - B) Use a facility which has a classroom and the equipment needed to complete the Student Performance Objectives
- 5) State Certification Written Examination. To be certified in Hazardous Materials First Responder-Awareness, candidates must supply proof of passage (class completion roster, transcript or certificate) of locally administered written and practical exams and pass the State written examination. See Section 140.8.
- 6) State Certification Practical Skill Examination.
 - A) The state practical skill examination consists of a series of evolutions determined from NFPA 472, contained in a document published by the Office of the State Fire Marshal. Division of Personnel Standards and Education, entitled Practical Skill Examination for Hazardous Materials First Responder-Awareness. The Instructor should contact the Office for this practical skill examination.

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B2 After the practical examination is completed and scored by the Instructor, a copy of the evaluation checklist must be sent to the Office for inclusion in the student's file. Certificates are held until practical exam scores are submitted.

72 Objectives for Hazardous Materials First Responder-Awareness are identical to objectives for Awareness in Firefighter II.

82 Refresher Training - Awareness Level

A2 Refresher training should be accomplished on a minimum of an annual basis to insure that the employer can certify that the Awareness Level Responders meet CFR 1910.120 (1993) and the guidelines of the Office of the State Fire Marshal for First Responder Awareness Level training. The training should include identification of hazardous materials, local response plans, and other areas as directed by the employer.

B2 Funding for refresher training is covered under Section 140.236 Hazardous Materials Refresher Training.

(Source: Amended at Ill. Reg. , effective , 1993)

Section 140.230 Hazardous Materials First Responder-Operations

a) First responders, for the purpose of this level of certification, are fire personnel trained to the levels of "First Responder Awareness" and "First Responder Operations" as defined in 29 CFR 1910.120. First Responders shall be trained to meet requirements of the United States Department of Labor, Occupational Safety and Health Administration (OSHA), 29 CFR 1910.120 (1990) or the United States Environmental Protection Agency (EPA), 40 CFR 311 (1990), whichever is appropriate for their jurisdiction.

b) Fire protection personnel at this level of certification are:

- 12) Persons who respond to releases or potential releases of hazardous substances as part of the initial response to the site for the purpose of protecting nearby persons, property, or the environment from the effects of the release. They are trained to respond in a defensive fashion without actually trying to stop the release. Their function is to contain the release from a safe distance, keep it from spreading, and prevent exposures.

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- c) Professional qualifications for Hazardous Materials First Responder-Operations are identified in NFPA 472, (199289) Standard for Professional Competence of Responders to Hazardous Materials Incidents, Chapter 2,--incorporated by reference and containing no later standard or reference.
- d) Hazardous Materials First Responder-Operations is designed as the introductory step in the acquisition of all knowledge and skills required to safely mitigate a release or potential release of hazardous substances and is defined as meeting the requirement for fire protection personnel under 29 CFR 1910.120.

- 1) Prerequisites - Hazardous Materials First Responder-Operations Certification is granted to those persons who have met the following qualifications.
 - A) Certification as a Firefighter II
 - B) Successful completion of a course consisting of ~~First Responder-Awareness~~--and--First Responder Operations~~1~~, including passage of local testing including practical and State written examination.
 - C) Prerequisite for taking the state written exam is Firefighter II certification.
- D) See Section 140.50 a).
- 2) Funding. A maximum of 5456 hours is available for reimbursement funding. The Office will fund this level of training only one time.
- 3) Instructor Requirements
Certified Fire Service Instructor I and Certified First Responder Hazardous Materials First Responder-Operations. ~~Successful completion-of-required-courses-for-first-Responde~~
~~s-prerequisite.~~
- 4) Facility Certification and delivery system. Educational institutions and fire departments desiring to offer the First Responder program will be required to:
 - A) File Course Approval forms, See Section 140.15.
 - B) Use a facility which has a classroom and the equipment needed to complete the Student Performance Objectives

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- 5) Course description. The course is described as a specialized course to provide those persons, whose duties include responding to the scene of emergencies that may involve hazardous materials with competencies to respond safely to hazardous materials incidents. Course objectives are identified in NFPA 472, Standard for Professional Competence of Responders to Hazardous Materials Incidents (1992/89) Chapter-2, hereby incorporated by reference and including no later standards or amendments. Equivalent courses must meet Section 140.18 Course Approval Equivalency.
- 6) State Certification Written Examination. To be Certified as a Hazardous Materials First Responder-Operations, candidates must supply proof of passage (class completion roster, transcript or certificate) of locally administered written and practical exams and pass the State written examination. See Section 140.8.
- 7) State Certification Practical Skill Examination
- A) The state practical skill examination consists of a series of evolutions determined from NFPA 472, contained in a document published by the Office of the State Fire Marshal, Division of Personnel Standards and Education, entitled Practical Skill Examination for Hazardous Materials First Responder-Operations. The Instructor should contact the Office for this practical skill examination.
- B) After the practical examination is completed and scored by the Instructor, a copy of the practical examination key-evaluation-checklist must be sent to the Office for inclusion in the student's file. Certificates are held until practical exam scores are submitted. Written scores will not be released by the Office-until-practical-scores are received.
- 8) Refresher Training - First Responder/Operations Level
- A) Refresher training should be accomplished on a minimum of an annual basis to insure that the employer can certify that the First Responder/Operations level responders meet CFR 1910.120 (1993) and the guidelines of the Office of the State Fire Marshal for First Responder/Operations Level training. The training should include all the recurrence training for Awareness Level and in addition, methods and procedures for evaluating and controlling a hazardous materials incident, guidelines and principles for protecting the health and safety of response

- personnel, fundamentals of response team organizations and operations, proper use of chemical protective clothing and direct reading instruments, defensive confinement techniques, evaluation considerations and methods of communicating the status of the planned response, and any other areas as directed by the employer.
- B) Funding for refresher training is covered under Section 140.236 Hazardous Materials Refresher Training.
- (Source: Amended at III. Reg. , effective , 1993)
- Section 140.23249 Hazardous Materials Technician**
- a) Hazardous Materials Technician is designed for the training and development of Hazardous Materials Response Team Members. Hazardous Materials Technicians are individuals who respond to releases or potential releases for the purpose of stopping the release. They assume a more aggressive role than a first responder at the operations level in that they will approach the point of release in order to plug, patch or otherwise stop the release of a hazardous substance.
- b) Technicians shall be trained to meet requirements of the United States Department of Labor, Occupational Safety and Health Administration (OSHA), 29 CFR 1910.120 (1990), or the United States Environmental Protection Agency (EPA), 40 CFR 311 (1990), whichever is appropriate for their jurisdiction. This program is designed to meet the requirements of 29 CFR 1910.120.
- c) Professional qualifications for Technician are identified in NFPA 472 (1992/89) Standard for Professional Competence of Responders to Hazardous Materials Incidents, Chapter-3, hereby incorporated by reference and containing no later editions standard or amendments/referreee.

- 1) Prerequisites - Hazardous Materials Technician is granted to those persons who have met the following qualifications.
- A) Certification as a Hazardous Materials First Responder-Operations;
- B) Successful completion of the Hazardous Material Technician course; and

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- C) Be a Certified Firefighter III. A Certified Firefighter II may take the Hazardous Materials Technician training as part of the ~~600-hour~~ Firefighter III program; however, Hazardous Materials Technician certification will not be awarded until the individual has achieved Firefighter III certification.
- D) The individual must be certified Firefighter II and certified First Responder-Operations to take exam.
- E) See Section 140.50 a).
- 2) Funding
- A) A maximum of 54112 hours is available for reimbursement funding for Hazardous Materials Technician. The Office will fund this level of training only one time. If not a Firefighter III, hours may be used for Firefighter III.
- B) ~~Hours accumulated toward Hazardous Materials Technician certification while a person is a firefighter II will be subtracted from the 600 hours available for firefighter III reimbursement. Accumulated toward Hazardous Materials Technician certification while a person is a Certified Firefighter II may be included in the hours allowed for firefighter III.~~
- 3) Instructor Requirements
- Certified Fire Service Instructor II and Certified Hazardous Materials Technician.
- 4) Facility Certification and delivery systems. Educational Institutions and fire departments desiring to offer the Hazardous Materials Technician program will be required to:
- A) File Course Approval forms, See Section 140.15.
- B) Use a facility which has a classroom and the equipment needed to complete the Student Performance Objectives.
- 5) Course description. Hazardous Materials Technician provides a learning experience of chemicals and the hazards associated with them and provide an in-depth instruction in how to safely control and mitigate a hazardous materials incident. The course objectives are identified in NFPA 472, Standard for Professional Competence of Responders to Hazardous Materials Incidents, (1992²⁹-Chapter-2, hereby incorporated by reference and including no later editions or amendments.

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- d) State Certification Practical Skill Examination
- d) State Certification Practical Skill Examination
- 1) The state practical skill examination consists of a series of evolutions determined from NFPA 472, contained in a document published by the Office of the State Fire Marshal, Division of Personnel Standards and Education, entitled Practical Skill Examination for Hazardous Materials Technician.
- 2) Instructors should contact the Office for this practical skill examination.
- 3) All practical skill examinations must be administered by a Certified Hazardous Materials Technician.
- 4) After the practical examination is completed and scored by the Instructor, a copy of the evaluation checklist must be sent to the Office for inclusion in the student's file.
- e) State Certification Written Examination. To be Certified as a Hazardous Materials Technician, candidates must take and pass the State written examination. See Section 140.8. Request for examination must be signed by a Fire Service Instructor II who is also a Certified Hazardous Materials Technician. See Section 140.8. Prerequisite for taking the state examination is certification as Hazardous Materials First Responder-Operations.
- (Source: Renumbered from 140.240 and amended at I11. Reg. effective , 1993)
- Section 140.23460 Chemistry of Hazardous Materials**
- a) Chemistry of Hazardous Materials is a course designed to give first responders a broader understanding of the chemistry and toxicology of hazardous materials.
- b) Professional qualifications for the course are identified in NFPA 472 (1989) Standard for Professional Competence of Responders to Hazardous Materials Incidents, Chapters 3 and 4, hereby incorporated by reference and containing no later standard or reference.
- 1) Funding. A maximum of 80 hours is available for reimbursement funding. The Office will fund this level of training only one time. The individual must be a certified Hazardous Materials First Responder-Operations prior to taking this course to claim for reimbursement funding and must successfully complete this course.

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2) Instructor requirements (must have two instructors)

Option one:
Option two:

two National Fire Academy Instructors
one individual who is Fire Service Instructor II,
and certified Hazardous Materials Technician
Specialist AND one expert in Chemistry (a college
level Chemistry instructor or a person with a
minimum of a bachelor's degree)

(Source: Renumbered from 140.260 and amended at Ill. Reg. , effective , 1993)

Section 140.23690 Hazardous Materials Refresher Training

a) Annual refresher training shall comply with United States Department of Labor, Occupational Safety and Health Administration, 29 CFR Part 1910.120.

b) Because of the uniqueness of this type of training, refresher training in hazardous materials will be funded for specific training meeting any of the objectives in NFPA 472, (199289) Standard for Professional Competence of Responders to Hazardous Materials Incidents, hereby incorporated by reference and including no later standard or edition or the objectives listed in the certification course for First Responder Operations, Technician-Specialist or the Chemistry course.

c) Funding

- 1) Prerequisites - Hazardous Materials First Responder-Operations certification.
- 2) Funding - A maximum of 40 hours is available for reimbursement funding annually.
- 3) Funding claimed for Hazardous Materials refresher training cannot be claimed for any other certification, or refresher training.
- 4) Records required by 29 CFR 1910.120, and Sections 140.112 and 140.325 of this Part must be maintained and established procedures followed.

(Source: Renumbered from 140.290 and amended at Ill. Reg. , effective , 1993)

Section 140.238 Hazardous Materials Incident Command

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a) Hazardous Materials Incident Command is designed for the training of Certified Hazardous Materials First Responders and Technicians to manage a Hazardous Materials emergency incident. An Incident Command System fixes Command on one particular individual or a group of individuals throughout the incident to ensure a strong visible direct command. If the incident is above the level of training of the Incident Commander, management of all tactical operations shall be delegated to an appropriately trained individual. This does not relieve the Incident Commander of their responsibilities as outlined in OSHA 1910.120 (q) (3).

b) This course has been developed to meet the requirements of the United States Department of Labor, Occupational Safety and Health Administration (OSHA), 29 CFR 1910.120 (1990) or the United States Environmental Protection Agency (OSEPA), 40 CFR 311 (1990), whichever is appropriate for their jurisdiction.

c) Professional qualifications for Incident Command are identified in NFPA 472 (1992) Standard for Professional Competence of Responders to Hazardous Materials Incidents, hereby incorporated by reference and containing no later editions or amendments.

1) Prerequisites - Hazardous Materials Incident Command certification is granted to those persons who have met the following qualifications:

- A) Certification as a Firefighter III.
 - B) Certification as a Hazardous Materials First Responder Operations.
 - C) Successful completion of the Hazardous Materials Incident Command course;
 - D) The individual must be Certified Firefighter II and Certified Hazardous Materials First Responder Operations to take the exam.
 - E) See Section 140.50 a).
- 2) Funding

3) Instructor Requirements

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- A) Certified Fire Service Instructor II, certified Hazardous Materials First Responder Operations, and certified Hazardous Materials Incident Command.
- 4) Facility certification and delivery systems. Educational institutions and fire departments desiring to offer the Hazardous Materials Incident Command program will be required to:
- A) File Course Approval forms. See Section 140.15.
 - B) Use a facility which has a classroom and the equipment needed to complete the student performance objectives.
- 5) State Certification Written Examination.
- To be certified in Hazardous Materials Incident Command, candidates must take and pass the State Written examination. See Section 140.8.
- Request for exam must be signed by a Fire Service Instructor II who has been certified in Hazardous Materials First Responder Operations and Incident Command.
- (Source: Added at Ill. Reg. , effective , 1993)
- Section 140.240 Rescue Specialist-Roadway Extrication**
- a) Extrication Specialists, for the purpose of this level of certification, are firefighters trained to the level specified in the Division of Personnel Standards and Education Instructor Reference Manual (1992) hereby incorporated by reference.
- b) Persons who respond to incidents that require the speciality training for rescue specialist will be trained in the basic skills to perform this operation. This course is designed as the introductory step in the acquisition of all knowledge and skills required in the various specialities of extrication. Rescue Specialist-Roadway Extrication certification is required before proceeding to other specialities of extrication.
- c) Prerequisites - Rescue Specialist-Roadway Extrication Certification is granted to those persons who have completed a minimum 40 student contact hour course and met the following qualification:
- 1) Certification as a Firefighter II

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- 2) Successful completion of the course including passage of local testing, and including State written and practical examinations.
- 3) Prerequisite for taking the written exam is Firefighter II certification.
- 4) See Section 140.50 a).
- d) Funding. A maximum of 56 hours is available for reimbursement funding. The Office will fund this level of training only one time.
- e) Instructor Requirements
- Certified Fire Service Instructor II and Certified Rescue Specialist-Roadway Extrication. Successful completion of required courses for Rescue Specialist-Roadway Extrication is prerequisite.
- f) Facility certification and delivery system.
- Educational institutions and fire departments desiring to offer the Rescue Specialist-Roadway Extrication program will be required to:
- 1) Educational institutions and fire departments desiring to offer the Rescue Specialist-Roadway Extrication program will be required to:
- 1) File Course Approval forms. See Section 140.15
- 2) Use a facility which has a classroom and the equipment needed to complete the Student Performance Objectives. The equipment is listed in the Office Instructor Reference Manual for Rescue Specialist-Roadway Extrication.
- g) State Certification Written Examination
- To be certified as an Rescue Specialist-Roadway Extrication, candidates must supply proof of passage (class completion roster or transcript) of locally administered written and practical exams and must pass the State written examination. See Section 140.8.
- h) State Certification Practical Skill Examination
- 1) The state practical skill examination consists of a series of evaluations contained in a document published by the Division of Personnel Standards and Education, entitled Practical Skill Examination for Rescue Specialist-Roadway Extrication. The Certified Instructor should contact the Office for this practical examination.
- 2) After the practical examination is completed and scored by the Certified Instructor, a copy of the practical examination key must be sent to the Office for inclusion in the student's

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- file. Certificates will not be released by the Office until practical scores are received.
- 1) Equivalent Courses
 - 1) See Section 140.70(c) for requirements.
 - 2) An equivalent course must meet the performance objectives listed in Office Instructor Reference Manual.
 - 3) When course or courses are evaluated as equivalent, the individual will be allowed to take the State written and practical exam one time.

Failure of either the written or practical exams will invalidate the equivalency evaluation and require the individual to successfully complete the Extrication Specialist program prior to taking the State written and practical exam a second time.
 - 4) Equivalent course are not eligible for reimbursement.
 - 1) An individual with an Emergency Rescue Technician Certificate issued by the Illinois Department of Transportation shall be allowed to take the State Written and Practical Examination one time without taking the course, if the individual:
 - 1) Meets the requirement of fire protection personnel. See Section 140.50 a).
 - 2) Is certified at the Firefighter II level, or above.
 - 3) Completes a refresher course on the subject areas that were not covered in the earlier course.
 - 4) The individual must take the entire course if either of the exam is not passed on the first attempt, and
 - 1) No reimbursement funding is available for the refresher course or examination.

(Source: Added at Ill. Reg. , effective 1993)

Section-140.259—Hazardous-Materials-Specialist (Repealed)

- a) Hazardous-Materials-Specialist—is—designed—for—the—response—team members—in—order—to—give—these—persons—a—much—broader—understanding of—Hazards—Chemicals—and—the—hazards—associated—with—them

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- b) Specialists—shall—be—trained—to—meet—requirements—of—the—United States—Department—of—Labor—Occupational—Safety—And—Health Administration—(OSHA)—29—GFR—1940—120—(1990)—or—the—United States Environmental Protection Agency—(EPA)—40—CFR—311—(1990)—which ever is—appropriate—for—their—jurisdiction—This—program—is—designed—to meet—the—requirements—of—29—GFR—1940—120.
- c) Professional—qualifications—for—Specialist—are—identified—in—NFPA 472—(1989)—Standard—for—Professional—Competence—of—Responders—to Hazardous—Materials—Incidents—Chapter—4—hereby—incorporated—by reference—and—containing—the—later—standard—of—reference.
- d) Prerequisites—Hazardous—Materials—Specialist—is—granted—to those—persons—who—have—met—the—following—qualifications:
 - A) Certification—as—a—Hazardous—Materials—Technician
 - B) Successful—completion—of—Hazardous—Materials—Specialist course.
- e) Funding—A maximum of 54 hours—is—available—for—reimbursement funding—The—Office—will—fund—this—level—of—training—only—one time—The—candidate—must—be—certified—as—Hazardous—Materials Technician—prior—to—taking—this—course—to—claim—for reimbursement—funding.
- f) Instructor—Requirements
 - 1) Certified—Fire—Service—Instructor—II—and—Certified—Hazardous Materials—Specialist.
 - 2) Facility—Certification—And—Delivery—Systems—Local—Fire Departments—Fire—Service—Institute—and—Community—Colleges—desiring to—offer—the—Hazardous—Materials—Specialist—program—will—be—required to:
 - 1) File—Course—Approval—forms,—See—Section—140.15
 - 2) Use—an—unlimited—training—facility—(Section—140.12).
 - 3) Maintain—records—and—established—procedures,—See—Section—140.12
- g) Course—description—Hazardous—Materials—Specialist—provides—broad understanding—of—hazardous—chemicals—and—the—hazards—associated—with them—The—course—objectives—are—identified—in—NFPA—472,—Standard for—Professional—Competence—of—Responder—3,—hereby—incorporated—by reference—Incidents—(1989)—Chapter—3,—hereby—incorporated—by—reference—and—including—Re—lates—editors—of—amendments.

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State—Certification—Written—Examination—To—be—Certified—as—a Hazardous—Materials—Specialist—Candidate—must—take—and—pass—the State—Written—Examination—See—Section—140.8.—The—Prerequisite—for taking—the—State—Examination—is—Certification—as—Hazardous—Materials Technician.

(Source: Repealed at Ill. Reg. , effective , 1993)

Section 140.305 Prerequisites for Participation for Reimbursement Funding

- a) Local governmental agencies electing to participate for reimbursement funding under paragraphs 539 and 540 of the Act, shall so provide by local ordinance. A sample ordinance may be obtained from the office. To apply for reimbursement funding the local governmental agency must also agree to abide by all rules and regulations for the training of firefighter.
- b) Individuals who are employed by local governmental agencies as a firefighter meeting Chapter 85, par. 531 et seq., which have elected to participate for reimbursement funding, and where the individual and the local government agency have abided by all the rules and regulations as promulgated by the Office, may submit claims for reimbursement funding for expenses incurred by them during the training period. Reimbursement for individuals is limited to tuition, travel expenses and room and board. Reimbursable expenses are subject to the requirements and limitations covered in this Part and Travel Regulations as promulgated by the Governor's Travel Control Board (80 Ill. Adm. Code 2800).
- c) Payments to individuals, units of local government, and governmental agencies are limited to reimbursement.

(Source: Amended at Ill. Reg. , effective , 1993)

Section 140.390 Advisory Committees

- a) The Office shall establish standing committees and, from time to time, ad hoc committees to advise the Office on training programs.
 - 1) Ad hoc committees shall be made up of members of each of the organizations which have ex-officio members on the Illinois Fire Advisory Commission, (as provided in Ill. Rev. Stat. 1983, ch. 127 1/2, par. 3) and the Illinois Community College Board.
 - A) Each organization shall have at least one member.

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- B) The chairman, President or head of each of the identified organizations listed under subsection (1) shall be contacted as to whom he or she desires to have serve on any given committee. In the case of the Illinois Fire Service Institute it will be the Director who will be solicited for persons to serve.
 - i) Because each committee will deal with specific areas of expertise, the solicitation will be based on specific qualifications. Committee members shall also be solicited from various geographical areas of the state when possible, to insure input reflecting a general consensus of the total fire service.
 - ii) In considering member appointments to committees, the Division will not rely on an individual's rank in a given department, but will concentrate on that individual's area of responsibility and his or her level of certification.
 - iii) Committees shall not exceed 25+5 members, excluding employees of the State of Illinois.
 - D) Committees shall be established by the Deputy State Fire Marshal of the Division of Personnel Standards & Education when a problem or issue arises in an area of firefighter training not covered by a standing committee, or when creation of a new program is under consideration. Each committee shall be designated a specific duty and area of responsibility;
 - E) The following standing committees are hereby created.
 - A) Fire Officers Committee - review applications and programs for Fire Officer certification;
 - B) Technical Review Committee - review curriculum and proposals for new programs and evaluate existing ones;
 - C) Hazardous Materials Committee - develop and evaluate Hazardous Materials training program;
 - D) Item Review Committee - develop and evaluate exams for all levels of firefighter (I, II and III);
 - E) Instructors Committee - establish criteria and curriculum for all levels of Instructors;

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WEST EDITIONS

1993) effective at 11: Reg. 1993:

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: LICENSING OF RADIOACTIVE MATERIAL
2) Code Citation: 32 Ill. Adm. Code 330

Proposed Action:

3) Section Number:
 330.10
 330.15
 330.30
 330.40
 330.200
 330.210
 330.220
 330.240
 330.250
 330.260
 330.270
 330.280
 330.300
 330.310
 330.320
 330.400
 330.900
 330.Appendix A
 330.Appendix B
 330.Appendix D
 330.Appendix G
 330.Appendix H
 330.Appendix I
 330.Appendix J
 330.Appendix K
 330.Appendix L
 330.Appendix M
 330.Appendix N
 330.Appendix O
 330.Appendix P
 330.Appendix Q
 330.Appendix R
 330.Appendix S
 330.Appendix T
 330.Appendix U
 330.Appendix V
 330.Appendix W
 330.Appendix X
 330.Appendix Y
 330.Appendix Z

possess small quantities of radioactive material applies only to products and radioactive material that are distributed pursuant to a specific license.

Section 330.240 is being amended to clarify that the Department may, any time before expiration or termination of a license, require licensees to provide additional information in order to enable the Department to determine whether a new license application should be approved or whether an existing license should be modified or revoked.

In Section 330.250(c), the Department is adding an Agency Note to explain that, for purposes of financial surety requirements, "reclaiming" includes, but is not limited to, activities necessary to decommission a licensed facility. In addition, subsection (c)(1) is being modified to clarify that the surety requirements must be satisfied as a condition for renewal, as well as for issuance or amendment, of a radioactive materials license.

In Section 330.260, subsection (c), references to "radioactive drugs" are being changed to the more general term "radiopharmaceuticals". Also, in subsection (c)(1)(A), the Department has deleted the references to the "New Drug Application" (NDA) and "Investigational New Drug Application" (IND). The rule as amended would still permit only FDA approved radiopharmaceuticals to be dispensed or distributed.

In Section 330.280, subsection (n), the Department is deleting references to "a new drug application" which the Commissioner of Food and Drugs has approved and replacing it with a more general approval requirement. Also, in this Section, the Department is changing the "radioactive drugs" to the more general term "radiopharmaceuticals."

In Section 330.320, subsection (d), the radiation survey requirements applicable to licensees seeking to terminate their licenses are being revised to add more details regarding what information must be included in radiation survey reports.

Finally, in Section 330.900, subsections (a)(1)(B) and (b)(1)(B), the Department is proposing to delete the provisions that waive the additional notification requirement for out-of-state licensees that have provided a written schedule of activities in Illinois.

6) Will this proposed amendment replace an emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

- 4) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 (Ill. Rev. Stat. 1991, ch. 111½, par. 210-1 et seq.) [420 ILCS 40].

5) A Complete Description of the Subjects and Issues Involved: The Department is proposing this amendment primarily to: (a) introduce dual metric/English (or special) units of measurement; (b) update citations to rules, standards and guidelines that are incorporated by reference; (c) modify cross references to sections in 32 Ill. Adm. Code 340 so that they will refer to provisions in that Part as proposed on April 2, 1993; and (d) make minor style changes throughout the rule. The Department is also adding a new Section 330.15, "Incorporations by Reference". This new section sets forth general information regarding rules, standards and guidelines that are incorporated into Part 330 by reference.

In Section 330.40, subsections (a)(1) and (b)(1) are being amended to clarify that the exemption from licensing requirements for persons who

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- 8) Does this proposed amendment contain incorporations by reference? Yes, certain regulations of the U.S. Nuclear Regulatory Commission (10 CFR) are incorporated by reference in this Part. These regulations are incorporated by reference in accordance with the requirements of the Administrative Procedure Act 5 ILCS 100/5-75(a).
- 9) Are there any other proposed amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: The requirements imposed by the proposed rulemaking are not expected to require local governments to establish, expand, or modify their activities in such a way as to necessitate additional expenditures from local revenues.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments on this proposed rulemaking may be submitted in writing for a period of 45 days following publication of this notice. The Department will consider fully all written comments on this proposed rulemaking submitted during the 45 day comment period. Comments should be submitted to:

Valerie Puccini
Staff Attorney
Department of Nuclear Safety
1035 Outer Park Drive
Springfield, Illinois 62704
(217) 785-9881 (voice)
(217) 782-6133 (TDD)

12) Initial Regulatory Flexibility Analysis:

- A) Types of small businesses, small municipalities and not for profit corporations affected: The Department believes that these amendments impose no direct impact on any small businesses, small municipalities and not for profit corporations that are licensed by the Department.
- B) Reporting, bookkeeping or other procedures required for compliance: Section 330.320(d) specifies information that must be contained in radiation survey reports submitted by licensees seeking to terminate their licenses.
- C) Types of professional skills necessary for compliance: No particular professional skills are necessary for compliance.

The full text of the Proposed Amendment begins on the next page:

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<p>TITLE 32: ENERGY CHAPTER II: DEPARTMENT OF NUCLEAR SAFETY SUBCHAPTER b: RADIATION PROTECTION</p> <p>PART 330 LICENSING OF RADIOACTIVE MATERIAL</p>	<p>SUBPART A: GENERAL PROVISIONS</p> <table border="0"> <tr> <td style="width: 15%;">Section</td><td style="width: 15%;">Purpose and Scope</td><td style="width: 15%;">Incorporations by Reference</td><td style="width: 15%;">License Exemption - Source Material</td><td style="width: 15%;">License Exemption - Radioactive Materials Other Than Source Material</td></tr> <tr> <td>330.10</td><td>330.15</td><td>330.30</td><td>330.40</td><td></td></tr> </table>	Section	Purpose and Scope	Incorporations by Reference	License Exemption - Source Material	License Exemption - Radioactive Materials Other Than Source Material	330.10	330.15	330.30	330.40		<p>SUBPART B: TYPES OF LICENSES</p> <table border="0"> <tr> <td style="width: 15%;">Section</td><td style="width: 15%;">Types of Licenses</td><td style="width: 15%;">General Licenses - Source Material</td><td style="width: 15%;">General Licenses - Radioactive Material Other Than Source Material</td></tr> <tr> <td>330.200</td><td>330.210</td><td>330.220</td><td></td></tr> </table>	Section	Types of Licenses	General Licenses - Source Material	General Licenses - Radioactive Material Other Than Source Material	330.200	330.210	330.220		<p>SUBPART C: SPECIFIC LICENSES</p> <table border="0"> <tr> <td style="width: 15%;">Section</td><td style="width: 15%;">Filing Application for Specific Licenses</td><td style="width: 15%;">General Requirements for the Issuance of Specific Licenses</td><td style="width: 15%;">Special Requirements for Certain Specific Licenses</td></tr> <tr> <td>330.240</td><td>330.250</td><td>330.260</td><td></td></tr> <tr> <td>330.270</td><td>330.280</td><td></td><td>Special Requirements for Specific Licenses of Broad Scope</td></tr> <tr> <td>330.280</td><td></td><td></td><td>Special Requirements for a Specific License to Manufacture, Assemble, Repair, or Distribute Commodities, Products, or Devices which that Contain Radioactive Material</td></tr> <tr> <td>330.300</td><td></td><td></td><td>Issuance of Specific Licenses</td></tr> <tr> <td>330.310</td><td></td><td></td><td>Specific Terms and Conditions of License</td></tr> <tr> <td>330.320</td><td></td><td></td><td>Expiration and Termination of Licenses</td></tr> <tr> <td>330.330</td><td></td><td></td><td>Renewal of Licenses</td></tr> <tr> <td>330.340</td><td></td><td></td><td>Amendment of Licenses at Request of Licensee</td></tr> <tr> <td>330.350</td><td></td><td></td><td>Department Action on Application to Renew or Amend Persons Possessing a License for Source, Byproduct, or Special Nuclear Material in Quantities Not Sufficient to Form a Critical Mass on Effective Date of This Part</td></tr> <tr> <td>330.360</td><td></td><td></td><td>Persons Possessing Accelerator-Produced or Naturally-Occurring Radioactive Material on Effective Date of This Part (Repealed)</td></tr> <tr> <td>330.370</td><td></td><td></td><td></td></tr> </table>	Section	Filing Application for Specific Licenses	General Requirements for the Issuance of Specific Licenses	Special Requirements for Certain Specific Licenses	330.240	330.250	330.260		330.270	330.280		Special Requirements for Specific Licenses of Broad Scope	330.280			Special Requirements for a Specific License to Manufacture, Assemble, Repair, or Distribute Commodities, Products, or Devices which that Contain Radioactive Material	330.300			Issuance of Specific Licenses	330.310			Specific Terms and Conditions of License	330.320			Expiration and Termination of Licenses	330.330			Renewal of Licenses	330.340			Amendment of Licenses at Request of Licensee	330.350			Department Action on Application to Renew or Amend Persons Possessing a License for Source, Byproduct, or Special Nuclear Material in Quantities Not Sufficient to Form a Critical Mass on Effective Date of This Part	330.360			Persons Possessing Accelerator-Produced or Naturally-Occurring Radioactive Material on Effective Date of This Part (Repealed)	330.370			
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Section 330.400 Transfer of Material
330.500 Modification and Revocation of Licenses
330.900 Reciprocal Recognition of Licenses

SUBPART D: TRANSPORTATION (Repealed)

Section 330.1000 Transportation of Radioactive Materials (Repealed)

330. APPENDIX Appendix A EXEMPT CONCENTRATIONS Exempt Concentrations

330. APPENDIX Appendix B EXEMPT QUANTITIES Exempt Quantities

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330. APPENDIX Appendix E Groups of Medical Uses of Radioactive Materials (Repealed)

330. APPENDIX Appendix F Groups of Medical Uses of Radioactive Materials (Repealed)

330. APPENDIX Appendix G FINANCIAL-SURETY ARRANGEMENTS Financial Surety

330. APPENDIX Appendix H WORDING OF FINANCIAL-SURETY ARRANGEMENTS Wording of Financial Surety Arrangements (SECTION Section 330.250(c)(1)(D))

330. APPENDIX Appendix I FINANCIAL-SURETY ARRANGEMENTS Wording of Financial Surety Arrangements (SECTION Section 330.250(c)(1)(E))

AUTHORITY: Implementing and authorized by the Radiation Protection Act of 1990 (111. Rev. Stat. 1990 Supp. 1991, ch. 111½, par. 210-1 et seq.) [420 ILCS 40].

SOURCE: Filed April 20, 1974, by the Department of Public Health; transferred to the Department of Nuclear Safety by P.A. 81-1516, effective December 3, 1980; amended at 5 Ill. Reg. 9586, effective September 10, 1981; codified at 7 Ill. Reg. 17492; recodified at 10 Ill. Reg. 11268; amended at 10 Ill. Reg. 17315, effective September 25, 1986; amended at 15 Ill. Reg. 10632, effective July 15, 1991; amended at 111. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 330.10 Purpose and Scope

- a) This Part provides for the licensing of radioactive material. No

person shall receive, possess, utilize, manufacture, distribute, transfer, own, or acquire radioactive material or devices or equipment utilizing or producing such materials except as authorized in a specific or general license issued pursuant to this Part or as otherwise provided in this Part.

- b) In addition to the requirements of subsection (a) above, all licensees are subject to the requirements of this Part, and 32 Ill. Adm. Code 310, 320, 331, 340, 341 and 400. Licensees engaged in source material milling or possessing byproduct material as defined in Section 4(a)(2) of the Radiation Protection Act of 1990 (111. Rev. Stat. 1991, ch. 111½, par. 210-1 et seq.) [420 ILCS 40/4(a)(2)], are also subject to the requirements of 32 Ill. Adm. Code 332. Licensees engaged in industrial radiographic operations are also subject to the requirements of 32 Ill. Adm. Code 350. Licensees using radioactive material in the healing arts are also subject to the requirements of 32 Ill. Adm. Code 335, and licensees engaged in wireline and subsurface tracer studies are also subject to the requirements of 32 Ill. Adm. Code 351. The requirements of this Part do not apply to carriers. Carriers are subject to the requirements of 32 Ill. Adm. Code 341.

(Source: Amended at 111. Reg. _____, effective _____)

Section 330.15 Incorporations by Reference

All rules, standards and guidelines of agencies of the United States or nationally recognized organizations or associations that are incorporated by reference in this Part are incorporated as of the date specified in the reference and do not include any later amendments or editions. Copies of these rules, standards and guidelines that have been incorporated by reference are available for public inspection at the Department of Nuclear Safety, 1035 Outer Park Drive, Springfield, Illinois.

(Source: Added at 111. Reg. _____, effective _____)

Section 330.30 License Exemption - Source Material

- a) Any person is exempt from this Part to the extent that such person receives, possesses, uses, owns, or transfers source material in any chemical mixture, compound, solution, or alloy in which the source material is by weight less than ~~1/20~~ of one-twentieth of one percent (0.05 percent) of the mixture, compound, solution, or alloy.

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- b) Any person is exempt from this Part to the extent that such person receives, possesses, uses, or transfers unrefined and unprocessed ore containing source material; provided that, except as authorized in a specific license, such person shall not refine or process such ore.
- c) Any person is exempt from this Part to the extent that such person receives, possesses, uses, or transfers:
- 1) Any quantities of thorium contained in:
 - A) Incandescent gas mantles,
 - B) Vacuum tubes,
 - C) Welding rods,
 - D) Electric lamps for illuminating purposes provided that each lamp does not contain more than 50 milligrams of thorium,
 - E) Germicidal lamps, sunlamps and lamps for outdoor or industrial lighting provided that each lamp does not contain more than 2 grams of thorium,
 - F) Rare earth metals and compounds, mixtures and products containing not more than 0.25 percent by weight thorium, uranium, or any combination of these, or
 - G) Personnel neutron dosimeters, provided that each dosimeter does not contain more than 50 milligrams of thorium.
 - 2) Source material contained in the following products:
 - A) Glazed ceramic tableware, provided that the glaze contains not more than 20 percent by weight source material,
 - B) Piezoelectric ceramic containing not more than 2 percent by weight source material,
 - C) Glassware containing not more than 10 ten percent by weight source material, but not including commercially manufactured glass brick, pane glass, ceramic tile, or other glass or ceramic used in construction, and

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- D) Glass enamel or glass enamel frit containing not more than 10 ten percent by weight source material imported or ordered for importation into the United States, or initially distributed by manufacturers in the United States, before July 25, 1983.
- 3) Photographic film, negatives and prints containing uranium or thorium.
- 4) Any finished product or part fabricated of, or containing, tungsten-thorium or magnesium-thorium alloys, provided that the thorium content of the alloy does not exceed 4 four percent by weight and that this exemption shall not be deemed to authorize the chemical, physical, or metallurgical treatment or processing of any such product or part.
- 5) Uranium contained in counterweights installed in aircraft, rockets, projectiles and missiles, or stored or handled in connection with installation or removal of such counterweights, provided that:
- A) The counterweights are manufactured in accordance with a specific license issued by the U.S. Nuclear Regulatory Commission or the Atomic Energy Commission authorizing distribution by the licensee pursuant to 10 CFR 40.13(c)(5)(i), as in effect on June 30, 1969, exclusive of subsequent amendments or editions.
- B) Each counterweight has been impressed with the following legend clearly legible through any plating or other covering: "DEPLETED URANIUM".
- AGENCY NOTE: The requirement specified in subsection ~~(e)-(5)(B)~~ above does not need to be met by counterweights manufactured prior to December 31, 1969; provided that such counterweights were manufactured under a specific license issued by the Atomic Energy Commission and were impressed with the legend, "CAUTION - RADIOACTIVE MATERIAL - URANIUM", as previously required by 10 CFR 40.13(c)(5)(ii), as in effect on June 30, 1969, exclusive of subsequent amendments or additions editions. A copy of this rule is available for public inspection at the Department of Nuclear Safety (Department).
- C) Each counterweight is durably and legibly labeled or

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marked with the identification of the manufacturer and the statement: "UNAUTHORIZED ALTERATIONS PROHIBITED", and

AGENCY NOTE: The requirement specified in subsection ~~(e)(5)(C)~~ above does not need to be met by counterweights manufactured prior to December 31, 1969; provided that such counterweights were manufactured under a specific license issued by the Atomic Energy Commission and were impressed with the legend, "CAUTION - RADIOACTIVE MATERIAL - URANIUM"; as previously required by 10 CFR 40.13(c)(5)(ii), as in effect on June 30, 1969, or exclusive of subsequent amendments or additions ~~editions.~~ —A copy of this rule—is available for public inspection—at the Department.

D) This exemption shall not be deemed to authorize the chemical, physical, or metallurgical treatment or processing of any such counterweights other than repair or restoration of any plating or covering.

6) Natural or depleted uranium metal used as shielding constituting part of any shipping container, provided that:

A) The shipping container is conspicuously and legibly impressed with the legend, "CAUTION - RADIOACTIVE SHIELDING - URANIUM"; and

B) The uranium metal is encased in mild steel or equally fire resistant metal of minimum wall thickness of one-eighth-inch—~~(3.2 millimeters)~~ 3.2 millimeters (1/8 inch).

7) Thorium contained in finished optical lenses, provided that each lens does not contain more than 30 percent by weight of thorium, and that this exemption shall not be deemed to authorize either:

A) The shaping, grinding, or polishing of such lens or manufacturing processes other than the assembly of such lens into optical systems and devices without any alteration of the lens, or

B) The receipt, possession, use, or transfer of thorium contained in contact lenses, or in spectacles, or in eyepieces in binoculars or other optical instruments.

- 8) Uranium contained in detector heads for use in fire detection units, provided that each detector head contains not more than 0.005 microcurie ~~185 Bq (5 nCi)~~ of uranium; or
 - 9) Thorium contained in any finished aircraft engine part containing nickel-thoria alloy, provided that:
 - A) The thorium is dispersed in the nickel-thoria alloy in the form of finely divided thoria (thorium dioxide), and
 - B) The thorium content in the nickel-thoria alloy does not exceed 4 four percent by weight.
 - C) The exemptions in subsection (c) above do not authorize the manufacture of any of the products described.
 - D) Any licensee is exempt from the requirements of this Part to the extent that its activities are subject to the requirements of 32 Ill. Admin. Code 601, except as specifically provided for in 32 Ill. Admin. Code 601.
- (Source: Amended at — 111. Reg. _____, effective _____)
- Section 330.40 License Exemption - Radioactive Materials Other Than Source Materials Material
- a) Exempt Concentrations-
- 1) ~~Except as provided in Section 330.40(a)(2) any~~ Any person is exempt from this Part to the extent that such person receives, possesses, uses, transfers, owns, or acquires products containing radioactive material introduced in concentrations not in excess of those listed in Section 330. Appendix A of this Part provided they have been distributed pursuant to a license as described in subsection (2) below. This Section shall not be deemed to authorize the import of radioactive materials or products containing radioactive materials.
 - 2) No person may introduce radioactive material into a product or material knowing or having reason to believe that it will be transferred to persons exempt under ~~Section 330.40(a)~~ subsection (1) above or equivalent regulations of the U.S. Nuclear Regulatory Commission (10 CFR 30.14) ~~revised as of January 1, 1985, exclusive of any subsequent amendments or~~

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edition(s), any an Agreement State, or a Licensing State, except in accordance with a specific license issued pursuant to Section 330.280(a) or the general license provided in Section 330.900.

b) Exempt Quantities

- 1) Except as provided in Section 330.40(b)-(2)-and-(3)-any person is exempt from this Part to the extent that such person receives, possesses, uses, transfers, owns, or acquires radioactive material in individual quantities each of which does not exceed the applicable quantity set forth in Section 330. Appendix B of this Part provided they have been distributed pursuant to a license as described in subsection (3) below.
- 2) This subsection (b) paragraph (Section 330.40(b)) does not authorize the production, packaging or repackaging of radioactive material for purposes of commercial distribution, or the incorporation of radioactive material into products intended for commercial distribution.
- 3) No person may, for purposes of commercial distribution, transfer radioactive material in the individual quantities set forth in Section 330. Appendix B of this Part, knowing or having reason to believe that such quantities of radioactive material will be transferred to persons exempt under Section 330.40 subsection (b) or equivalent regulations of the United States U.S. Nuclear Regulatory Commission, any an Agreement State, or a Licensing State, except in accordance with a specific license issued by the U.S. Nuclear Regulatory Commission pursuant to Section 32.18-ef 10 CFR 32.18 or by the Department pursuant to Section 330.280(b), which license states that the radioactive material may be transferred by the licensee to persons exempt under Section 330.40 subsection (b) or the equivalent regulations of the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State.

c) Exempt Items

- 1) Certain Items Containing Radioactive Material. Except for persons who apply radioactive material to, or persons who incorporate radioactive material into the following products on persons who initially transfer for sale or distribution the following products, any person is exempt from this Part to the extent that he receives, possesses, uses, transfers, owns, or acquires the following products:

AGENCY NOTE: Authority to transfer possession or control by the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing byproduct material whose subsequent possession, use, transfer, and disposal by all other persons are exempted from regulatory requirements may be obtained only from the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.
- A) Timepieces or hands or dials containing not more than the following specified quantities of radioactive material and not exceeding the following specified radiation dose rate:
 - i) 25-milliuries (925 MBq) (25 mCi) of tritium per timepiece;
 - ii) 5-milliuries (185 MBq) (5 mCi) of tritium per hand;
 - iii) 15-milliuries (555 MBq) (15 mCi) of tritium per dial (bezels when used shall be considered as part of the dial);
 - iv) 100-microcuries (3.7 MBq) (100 μCi) of promethium-147 per watch or 200-microcuries (7.4 MBq) (200 μCi) of promethium-147 per any other timepiece;
 - v) 20-microcuries (0.74 MBq) (20 μCi) of promethium-147 per watch hand or 40-microcuries (1.48 MBq) (40 μCi) of promethium-147 per other timepiece hand;
 - vi) 60-microcuries (2.22 MBq) (60 μCi) of promethium-147 per watch dial or 120-microcuries (4.44 MBq) (120 μCi) of promethium-147 per other timepiece hand;

AGENCY NOTE: Authority to transfer possession or control by the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing byproduct material whose subsequent possession, use, transfer, and disposal by all other persons are exempted from regulatory requirements may be obtained only from the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

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- vii) The radiation dose rate from hands and dials containing promethium-147 will not exceed, when measured through 50 milligrams per square centimeter of absorber: for wrist watches, ~~0-1 milirad~~ $\{1 \text{ uGy}\}$ ($100 \mu\text{rad}$) per hour at 10 centimeters from any surface; for pocket watches, ~~0-1 milirad~~ $\{1 \text{ uGy}\}$ ($100 \mu\text{rad}$) per hour at 1 centimeter from any surface; for any other timepiece, ~~0-2 milirad~~ $\{2 \text{ uGy}\}$ ($200 \mu\text{rad}$) per hour at 10 centimeters from any surface; or
- viii) one microcurie (37 kBq) ($1 \mu\text{Ci}$) of radium-226 per timepiece in timepieces acquired prior to May 1, 1974.
- B) Lock illuminators containing not more than $\frac{1}{15}$ millieuries (555 MBq) ($15 \mu\text{Ci}$) of tritium or not more than $2\frac{1}{2}$ millieuries (74 MBq) ($2 \mu\text{Ci}$) of promethium-147 installed in automobile locks. The radiation dose rate from each lock illuminator containing promethium-147 will not exceed ~~1 milirad~~ $\{10 \text{ uGy}\}$ (1 mrad) per hour at 1 centimeter from any surface when measured through 50 milligrams per square centimeter of absorber.
- C) Precision balances containing not more than $\frac{1}{4}$ millieurile (37 MBq) ($1 \mu\text{Ci}$) of tritium per balance or not more than $9\frac{1}{2}$ millieuries (18.5 MBq) ($500 \mu\text{Ci}$) of tritium per balance part.
- D) Automobile shift quadrants containing not more than $25\frac{1}{2}$ millieuries (925 MBq) ($25 \mu\text{Ci}$) of tritium.
- E) Marine compasses containing not more than $75\frac{1}{2}$ millieuries (27.8 GBq) ($750 \mu\text{Ci}$) of tritium gas and other marine navigational instruments containing not more than $250\frac{1}{2}$ millieuries (9.25 GBq) ($250 \mu\text{Ci}$) of tritium gas.
- F) Thermostat dials and pointers containing not more than $25\frac{1}{2}$ millieuries (925 MBq) ($25 \mu\text{Ci}$) of tritium per thermostat.
- G) Electron tubes; provided that each tube does not contain more than one of the following specified quantities of radioactive material:
- i) 150-millieuries (5.55 GBq) ($150 \mu\text{Ci}$) of tritium per microwave receiver protector tube or 10-millieuries (370 MBq) ($10 \mu\text{Ci}$) of tritium per any other electron tube;
 - ii) 1-microcurie (37 kBq) ($1 \mu\text{Ci}$) of cobalt-60;
 - iii) 5-microcuries (185 kBq) ($5 \mu\text{Ci}$) of nickel-63;
 - iv) 30-microcuries (1.11 MBq) ($30 \mu\text{Ci}$) of krypton-85;
 - v) 5-microcuries (185 kBq) ($5 \mu\text{Ci}$) of cesium-137; or
 - vi) 30-microcuries (1.11 MBq) ($30 \mu\text{Ci}$) of promethium-147;
- and provided further, that the radiation dose rate from each electron tube containing radioactive material will not exceed ~~1 miliard~~ $\{10 \text{ uGy}\}$ (1 mrad) per hour at 1 centimeter from any surface when measured through 7 milligrams per square centimeter of absorber.
- AGENCY NOTE: For purposes of Section 330.40(e)(4), subsection (6) above, "electron tubes" include spark gap tubes, power tubes, gas tubes including glow lamps, receiving tubes, microwave tubes, indicator tubes, pick-up tubes, radiation detection tubes, and any other completely sealed tube that is designed to conduct or control electrical currents.
- H) Ionizing radiation measuring instruments containing, for purposes of internal calibration or standardization, one or more sources of radioactive material, provided that:
- i) Each source contains no more than one exempt quantity set forth in Section 330. Appendix B of this Part; and

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- ii) Each instrument contains no more than 10 ten exempt quantities. For purposes of this requirement, an instrument's source(s) may contain either one or different types of more radionuclides and an individual exempt quantity may be composed of fractional parts of one or more of the exempt quantities in Section 330 Appendix B of this Part, provided that the sum of such fractions shall not exceed unity.
- AGENCY NOTE:** For purposes of Section 330.40(e)(4), subsection (H) above, 0.05 microcurie (1.85 kBq) (50 nCi) of americium-241 is considered an exempt quantity.

- 1) Spark gap irradiators containing not more than 1 microcurie (37 kBq) (1 μ Ci) of cobalt-60 per spark gap irradiator for use in electrically-ignited fuel oil burners having a firing rate of at least 11.4 liters (3 gallons) (11.4 l) per hour.

2) Self-Luminous Products Containing Radioactive Material

- A) Tritium, Krypton-85, or Promethium-147. Except for persons who manufacture, process, or produce self-luminous products containing tritium, krypton-85, or promethium-147, any person is exempt from this Part to the extent that such person receives, possesses, uses, transfers, owns, or acquires tritium, krypton-85, or promethium-147 in self-luminous products manufactured, processed, produced, imported, or transferred in accordance with a specific license issued by the U.S. Nuclear Regulatory Commission pursuant to Section 32-22, which license authorizes the transfer of the product to persons who are exempt from regulatory requirements. The exemption in Section 330.40(e)(2) this subsection does not apply to tritium, krypton-85, or promethium-147 used in products for frivolous purposes or in toys or adornments. The U.S. Nuclear Regulatory Commission shall make this determination of exemption.

- B) Radium-226. Any person is exempt from this Part to the extent that such person receives, possesses, uses,

transfers, or owns articles containing less than 0.1 microcurie (3.7 kBq) (100 nCi) of radium-226 which were acquired prior to May 1, 1974.

- 3) Gas and Aerosol Detectors Containing Radioactive Material
- A) Except for persons who manufacture, process, produce, or initially transfer for sale and distribution gas and aerosol detectors containing radioactive material, any person is exempt from Section 32-311. Adm. Code: 320-330-331, 340, 350, 361, 370, 400-44-60 Chapter 11. Subchapters b and d to the extent that such person receives, possesses, uses, transfers, owns, or acquires radioactive material in gas and aerosol detectors designed to protect life or property from fires and airborne hazards provided that detectors containing radioactive material shall have been manufactured, imported, or initially transferred in accordance with a specific license issued by the U.S. Nuclear Regulatory Commission pursuant to Section 32-26-ef 10 CFR 32.26 or a Licensing State pursuant to Section 330.280(c), which authorizes the transfer of the detectors to persons who are exempt from regulatory requirements.
- AGENCY NOTE:** Authority to transfer possession or control by the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing byproduct material whose subsequent possession, use, transfer and disposal by all other persons are exempted from regulatory requirements may be obtained only from the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.
- B) Gas and aerosol detectors previously manufactured and distributed to general licensees in accordance with a specific license issued by an Agreement State shall be considered exempt under Section 330-40-e(3)-(a) subsection (A) above, provided that the device is labeled in accordance with the specific license authorizing distribution of the generally licensed device, and provided further that they meet the requirements of Section 330.280(c).
- C) Gas and aerosol detectors containing naturally occurring or accelerator-produced radioactive material

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(NARM) previously manufactured and distributed in accordance with a specific license issued by a Licensing State shall be considered exempt under section 330-40-(e)-(3)-(a) subsection (A) above, provided that the device is labeled in accordance with the specific license authorizing distribution, and provided further that they meet the requirements of Section 330.280(c).

4) Resins Containing Scandium-46 and Designed for Sand Consolidation in Oil Wells. Any person is exempt from this part to the extent that such person receives, possesses, uses, transfers, owns, or acquires syntetic plastic resins containing scandium-46 which are designed for sand consolidation in oil wells. Such resins shall have been manufactured or imported in accordance with a specific license issued by the U.S. Nuclear Regulatory Commission, or shall have been manufactured in accordance with the specifications contained in a specific license issued by the Department or ~~any~~ an Agreement State to the manufacturer of such resins pursuant to licensing requirements equivalent to those in Section 32.17 of 10 CFR 32.17, revised as of January 1, 1985, of the regulations of the U.S. Nuclear Regulatory Commission published January 1, 1993, exclusive of subsequent amendments or editions. This exemption does not authorize the manufacture of any resins containing scandium-46.

AGENCY NOTE: Licensing requirements contained in subsequent amendments or editions of 10 CFR 32 are not incorporated into this rule. A copy of 10 CFR 32 is available for public inspection at the Department of Nuclear Safety.

(Source: Amended at — Ill. Reg. —, effective —)
SUBPART B: TYPES OF LICENSES

Section 330.200 Types of Licenses

Licenses for radioactive materials are of two types: general and specific.
a) "General license" means—a license means a license, set forth in this Part and 32 Ill. Adm. Code 341, which is effective without the filing of an application to transfer, acquire, own, possess, or use quantities of, or devices or equipment utilizing,

radioactive material (Ill. Rev. Stat. 1990-Supp. 1991, ch. 111½, par. 210-4(d) [420 ILCS 40/4(d)], although the filing of a certificate with the Department may be required by the particular general license. The general licensee is subject to all other applicable portions of 32 Ill. Adm. Code: Chapter II and any limitations of the general license.

"Specific license" means—a licensee as set forth in this Part means a license, issued after application, to use, manufacture, produce, transfer, receive, acquire, own, or possess quantities of, or devices or equipment utilizing radioactive materials (Ill. Rev. Stat. 1990-Supp. 1991, ch. 111½, par. 210-4(m) [420 ILCS 40/4(m)]. The licensee is subject to all applicable portions of 32 Ill. Adm. Code: Chapter II as well as any limitations specified in the licensing document.

b) (Source: Amended at — Ill. Reg. —, effective —)

Section 330.210 General Licenses - Source Material

- a) A general license is hereby issued authorizing commercial and industrial firms, research, educational, and medical institutions, and State and local government agencies to use and transfer not more than 6.82 kilograms (15 pounds) {6.82 kg} of source material at any one time for research, development, educational, commercial, or operational purposes. A person authorized to use or transfer source material, pursuant to this general license, may not receive more than a total of 68.2 kilograms (150 pounds) {68.2 kg} of source material in any one 1 calendar year.
- b) Persons who receive, possess, use, or transfer source material pursuant to the general license issued in Section 330.210 subsection (a) above are exempt from the provisions of 32 Ill. Adm. Code 340 and 400 to the extent that such receipt, possession, use, or transfer is within the terms of such general license; provided, however, that this exemption shall not be deemed to apply to any such person who is also in possession of source material under a specific license issued pursuant to this Part.
- c) A general license is hereby issued authorizing the receipt of title to source material without regard to quantity. This general license does not authorize any person to receive, possess, use, or transfer source material.
- d) Depleted Uranium in Industrial Products and Devices-

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- 1) A general license is hereby issued to receive, acquire, possess, use, or transfer, in accordance with the provisions of Section-330-210-(2)-(3)-(4), and-(5) subsections (2) through (5) below, depleted uranium contained in industrial products or devices for the purpose of providing a concentrated mass in a small volume of the product or device.
- 2) The general license in Section-330-210-(d) subsection (1) above applies only to industrial products or devices which have been manufactured either in accordance with a specific license issued to the manufacturer of the products or devices pursuant to Section 330.280(m 1) or in accordance with a specific license issued to the manufacturer by the U.S. Nuclear Regulatory Commission or an Agreement State which authorizes manufacture of the products or devices for distribution to persons generally licensed by the U.S. Nuclear Regulatory Commission or an Agreement State.
- 3) Persons who receive, acquire, possess, or use depleted uranium pursuant to the general license established by Section-330-210-(d) subsection (1) above shall:
 - A) file the form, "Registration Certificate - Use of Depleted Uranium Under General License," with the Department. The form shall be submitted within 30 days after the first receipt or acquisition of such depleted uranium. The registrant shall furnish on the form "Registration Certificate - Use of Depleted Uranium Under General License," the following information:
 - i) Name and address of the registrant;
 - ii) A statement that the registrant has developed and will maintain procedures designed to establish physical control over the depleted uranium described in Section-330-210-(d) subsection (1) above and designed to prevent transfer of such depleted uranium in any form, including metal scrap, to persons not authorized to receive the depleted uranium; and
 - iii) Name and/or title, address, and telephone number of the individual duly authorized to act for and on behalf of the registrant in

- 1) supervising the procedures identified in Section 330-210-(d)(3)-(4) subsection (ii) above.
- B) Report in writing to the Department any changes in information furnished by him in the form, "Registration Certificate - Use of Depleted Uranium Under General License." The report shall be submitted within 30 days after the effective date of such change.
- 4) A person who receives, acquires, possesses, or uses depleted uranium pursuant to the general license established by Section-330-210-(d) subsection (1) above:
 - A) Shall not introduce such depleted uranium, in any form, into a chemical, physical, or metallurgical treatment or process, except a treatment or process for repair or restoration of any plating or other covering of the depleted uranium;
 - B) Shall not abandon such depleted uranium;
 - C) Shall transfer or dispose of such depleted uranium only by transfer in accordance with the provisions of Section 330.400. In the case where the transferee receives the depleted uranium pursuant to the general license established by Section-330-210-(d) subsection (1) above, the transferor shall furnish the transferee a copy of this part and a copy of the form, "Registration Certificate - Use of Depleted Uranium Under General License". In the case where the transferee receives the depleted uranium pursuant to a general license contained in the U.S. Nuclear Regulatory Commission's regulation, 10 CFR 40.25(a) revised as of July 1, 1986, exclusive of any subsequent amendments or editions, or Agreement State's regulation equivalent to Section-330-210-(d), subsection (1) above, the transferor shall furnish the transferee a copy of this part and a copy of the form, "Registration Certificate - Use of Depleted Uranium Under General License", accompanied by a note explaining that use of the product or device is regulated by the U.S. Nuclear Regulatory Commission or Agreement State under requirements substantially the same as those in this Part;

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- D) Within 30 days of any transfer, shall report in writing to the Department the name and address of the person receiving the depleted uranium pursuant to such transfer; and
- E) Shall not export such depleted uranium except in accordance with a license issued by the U.S. Nuclear Regulatory Commission pursuant to 10 CFR 110.
- 5) Any person receiving, acquiring, possessing, using, or transferring depleted uranium pursuant to the general license established by ~~Section 330-210(d)~~ subsection (1) above is exempt from the requirements of 32 111. Adm. Code 340 and 400 with respect to the depleted uranium covered by that general license.

(Source: Amended at — 111. Reg. _____, effective _____)

Section 330.220 General Licenses - Radioactive Material Other Than Source Material

- a) Certain Devices and Equipment. A general license is hereby issued to transfer, receive, acquire, own, possess and use radioactive material incorporated in the following devices or equipment which have been manufactured, tested and labeled by the manufacturer in accordance with a specific license issued to the manufacturer by the U.S. Nuclear Regulatory Commission for use pursuant to ~~Section 31-3~~ of 10 CFR 31.3. This general license is subject to the provisions of 32 111. Adm. Code 310.40 through 310.90, 340, 341, 400, and Sections 330.40(a)(2), 330.310, 330.400, and 330.500 of this Part.

AGENCY NOTE: Attention is directed particularly to the provisions of 32 111. Adm. Code 340 which relate to the labeling of containers.

- 1) Static Elimination Device. Devices designed for use as static eliminators which contain, as a sealed source or sources, radioactive material consisting of a total of not more than ~~600~~ microcuries ~~(18.5 MBq)~~ ~~(500 μCi)~~ of polonium-210 per device.
- 2) Ion Generating Tube. Devices designed for ionization of air which contain, as a sealed source or sources, radioactive material consisting of a total of not more than ~~600~~ microcuries ~~(18.5 MBq)~~ ~~(500 μCi)~~ of polonium-210 per device

or a total of not more than ~~60~~ millieuries ~~{1.85 GBq}~~
~~(50 mCi)~~ of hydrogen-3 (tritium) per device.

b) Certain Measuring, Gauging or Controlling Devices-

- 1) A general license is hereby issued to commercial and industrial firms and to research, educational and medical institutions, individuals in the conduct of their business and State or local government agencies to own, receive, acquire, possess, use, or transfer in accordance with the provisions of subsections ~~(b)(2), (3) and (4)~~ ~~(2)~~ through ~~(4)~~ below, radioactive material, excluding special nuclear material, contained in devices designed and manufactured for the purpose of detecting, measuring, gauging, or controlling thickness, density, level, interface location, radiation, leakage, qualitative or quantitative chemical composition, or for producing light or an ionized atmosphere.
- 2) The general license in subsection ~~(b)~~ (1) above applies only to radioactive material contained in devices which have been manufactured and labeled in accordance with the specifications contained in a specific license issued by the Department pursuant to Section 330.280(d) or in accordance with the specifications contained in a specific license issued by the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State, which authorizes distribution of devices to persons generally licensed by the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State.

AGENCY NOTE: Regulations under the Federal Food, Drug and Cosmetic Act authorizing the use of radioactive control devices in food production require certain additional labeling thereon which is found in 21 CFR 179.21.

- A) Shall assure that all labels affixed to the device at the time of receipt, and bearing a statement that removal of the label is prohibited, are maintained thereon and shall comply with all instructions and precautions provided by such labels;
- 3) Any person who owns, receives, possesses, uses, or transfers radioactive material in a device pursuant to the general license in subsection ~~(b)~~ (1) above:

- A) Shall assure that all labels affixed to the device at the time of receipt, and bearing a statement that removal of the label is prohibited, are maintained thereon and shall comply with all instructions and precautions provided by such labels;

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- B) Shall assure that the device is tested for leakage of or contamination by radioactive material and proper operation of the "on-off" mechanism and indicator, if any, at no longer than 6-month intervals or at such other intervals as are specified in the label; however,
- i) Devices containing only krypton need not be tested for leakage of or contamination by radioactive material, and
 - ii) Devices containing only tritium or not more than 100-microcuries {3.7 MBq} (100 μ Ci) of other beta and/or gamma emitting material or 10 microcuries {0.37 MBq} 370 kBq (10 μ Ci) of alpha emitting material and devices held in storage in the original shipping container prior to initial installation need not be tested for any purpose;
- C) Shall assure that testing (including testing required by subsection {B} above), installation, servicing and removal from installation involving the radioactive material, its shielding or containment, are performed:
- i) In accordance with the instructions provided by the labels, or
 - ii) By a person holding an applicable specific license from the Department, the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State to perform such activities;
- D) Shall maintain records showing compliance with the requirements of subsections {B} (B) and {C} above. The records shall show the results of tests concerning the installation, leakage testing for leakage or contamination, servicing and removal of radioactive material, its shielding or containment. The records also shall show the dates of performance of, and the names of persons performing these tests. Records of tests for leakage of or contamination by radioactive material required by subsection {B} above shall be maintained for 1 year after the next required test for leakage or contamination is performed or until the sealed source is transferred or

- disposed of. Records of tests of the "on-off" mechanism and indicator required by subsection {B} above shall be maintained for 1 year after the next required test of the "on-off" mechanism and indicator is performed or until the sealed source is transferred or disposed of. Records which are required by subsection {B} (C) above, other than records of tests for leakage of or contamination by radioactive material, shall be maintained for a period of 2 years from the date of the recorded event or until the device is transferred or disposed of;
- E) Upon the occurrence of a failure of or damage to, or any indication of a possible failure of or damage to, the shielding of the radioactive material or the "on-off" mechanism or indicator, or upon the detection of 0.005-microcurie {185 Bq} (5 nCi) or more removable radioactive material, shall immediately suspend operation of the device until it has been repaired by the manufacturer or other person holding an applicable specific license from the Department, the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State to repair such devices, or disposed of by transfer to a person authorized by an applicable specific license to receive the radioactive material contained in the device and, within 30 days, furnish to the Department a report containing a brief description of the event and the remedial action taken;
- F) Shall not abandon the device containing radioactive material;
- G) Except as provided in subsection {B} (H) below, shall transfer or dispose of the device containing radioactive material only by transfer to a specific licensee of the Department, the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State whose specific license authorizes him to receive the device and within 30 days after transfer of a device to a specific licensee shall furnish to the Department a report containing identification of the device by manufacturer's name and model number and the name and address of the person receiving the device. No report is required if the device is transferred to the specific licensee in order to obtain a replacement device;

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- H) Shall transfer the device to another general licensee only:
- i) Where the device remains in use at a particular location. In such case the transferor shall give the transferee a copy of subsection (b) and any safety documents identified in the label on the device and within 30 days of the transfer, report to the Department the manufacturer's name and model number of device transferred, the name and address of the transferee and the name and/or position of an individual who may constitute a point of contact between the Department and the transferee; or
 - ii) Where the device is held in storage in the original shipping container at its intended location of use prior to initial use by a general licensee;
- I) Shall comply with the provisions of 32 Ill. Adm. Code 340.4020 and 340.4030, 340.1210, 340.1220 and 340.1260 for reporting radiation incidents, theft, ~~or loss,~~ leakage of, or contamination by, licensed material, but shall be exempt from the other requirements of 32 Ill. Adm. Code 340 and 400.
- 4) The general license in subsection ~~(b)~~ (1) above does not authorize the manufacture of devices containing radioactive material.
- 5) The general license provided in subsection ~~(b)~~ (1) above is subject to the provisions of 32 Ill. Adm. Code 310.40 through 310.90, 341 and Sections 330.310, 330.400 and 330.500 of this Part.
- c) Luminous Safety Devices for Aircraft-
- 1) A general license is hereby issued to own, receive, acquire, possess and use tritium or promethium-147 contained in luminous safety devices for use in aircraft, provided:
- A) Each device contains not more than ~~10 curies~~ {370 GBq} (~~10 Ci~~) of tritium or ~~300 millicuries~~ {11.1 GBq} (~~300 mCi~~) of promethium-147; and

- B) Each device has been manufactured, assembled, or imported in accordance with a specific license issued by the U.S. Nuclear Regulatory Commission, or each device has been manufactured or assembled in accordance with the specifications contained in a specific license issued by the Department or ~~any~~ ^{an} Agreement State to the manufacturer or assembler of such device pursuant to licensing requirements equivalent to those in ~~Section 32.53~~ ^{revised as of January 1, 1990, exclusive of any subsequent amendments or editions.} A copy of ~~10 CFR 32~~ ^{is available for public inspection at the Department of Nuclear Safety published January 1, 1993, exclusive of subsequent amendments or editions.}
- 2) Persons who own, receive, acquire, possess, or use luminous safety devices pursuant to the general license in subsection ~~(e)~~ (1) above are exempt from the requirements of 32 Ill. Adm. Code 340 and 400, except that they shall comply with the provisions of 32 Ill. Adm. Code 340.4020 and 340.1220.
- 3) This general license does not authorize the manufacture, assembly, or repair of luminous safety devices containing tritium or promethium-147.
- 4) This general license does not authorize the ownership, receipt, acquisition, possession, or use of promethium-147 contained in instrument dials.
- 5) This general license is subject to the provisions of 32 Ill. Adm. Code 310.40 through 310.90, 341 and Sections 330.310, 330.400 and 330.500 of this Part.
- d) Ownership of Radioactive Material. A general license is hereby issued to own radioactive material without regard to quantity. Notwithstanding any other provisions of this Part, this general license does not authorize the manufacture, production, transfer, receipt, possession, or use of radioactive material.
- e) Calibration and References Sources-
- 1) A general license is hereby issued to those persons listed below to own, receive, acquire, possess, use and transfer, in accordance with the provisions of subsections ~~(e)~~ (4) and

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(5) below, americium-241 in the form of calibration or reference sources;

- A) Any person who holds a specific license issued by the Department which authorizes him to receive, possess, use and transfer radioactive material; and
- B) Any person who holds a specific license issued by the U.S. Nuclear Regulatory Commission which authorizes him to receive, possess, use and transfer special nuclear material.
- 2) A general license is hereby issued to own, receive, possess, use and transfer plutonium in the form of calibration or reference sources in accordance with the provisions of subsections (4) and (5) below to any person who holds a specific license issued by the Department which authorizes him to receive, possess, use and transfer radioactive material.
- 3) A general license is hereby issued to own, receive, possess, use and transfer radium-226 in the form of calibration or reference sources in accordance with the provisions of subsections (4) and (5) below to any person who holds a specific license issued by the Department which authorizes him to receive, possess, use and transfer radioactive material.
- 4) The general licenses in subsections (1), (2) and (3) (1) through (3) above apply only to calibration or reference sources which have been manufactured in accordance with the specifications contained in a specific license issued to the manufacturer or importer of the sources by the U.S. Nuclear Regulatory Commission pursuant to Section 32-57 of 10 CFR 32.57 or Section 70-39 of 10 CFR 70.39, revised as of January 1, 1990, or which have been manufactured in accordance with the specifications contained in a specific license issued by the Department, any an Agreement State, or a Licensing State pursuant to licensing requirements equivalent to those contained in Section 32-57 of 10 CFR 32.57 or Section 70-39 of 10 CFR 70.39, revised as of January 1, 1990, exclusive of subsequent amendments or additions. Licensing requirements contained in subsequent amendments or editions of 10 CFR 32 or 10 CFR 70 are not incorporated into this part. Copies of 10 CFR 32 and 10 CFR 70 are available for public inspection at the Department of Nuclear Safety

published January 1, 1993, exclusive of subsequent amendments or editions.

- 5) The general licenses provided in subsections (1), (2) and (3) (1) through (3) above are subject to the provisions of 32 Ill. Adm. Code 310.40 through 310.90, 340, 341, 400 and Sections 330.310, 330.400 and 330.500 of this Part. In addition, persons who own, receive, acquire, possess, use, or transfer one or more calibration or reference sources pursuant to these general licenses:
- A) Shall not possess at any one time, at any one location of storage or use, more than 5-microcuries {185 kBq} (5 μ Ci) of americium-241, 5-microcuries {185 kBq} (5 μ Ci) of plutonium, or 5-microcuries {185 kBq} (5 μ Ci) of radium-226 in such sources;
- B) Shall not receive, possess, use, or transfer such source unless the source, or the storage container, bears a label which includes one of the following statements, as appropriate, or a statement which contains the information called for in one of the following statements, as appropriate:
- i) The receipt, possession, use and transfer of this source, Model _____, Serial No. _____, are subject to a general license and the regulations of the U.S. Nuclear Regulatory Commission or of a State with which the Commission has entered into an agreement for the exercise of regulatory authority. Do not remove this label.
- CAUTION - RADIOACTIVE MATERIAL - THIS SOURCE CONTAINS (AMERICIUM-241) (PLUTONIUM). DO NOT TOUCH RADIOACTIVE PORTION OF THIS SOURCE.
- Name of Manufacturer or Importer _____
- AGENCY NOTE: Showing only the name of the appropriate material.
- ii) The receipt, possession, use and transfer of this source, Model _____, Serial No. _____, are subject to a general license and the _____,

regulations of a Licensing State. Do not remove this label.

CAUTION - RADIOACTIVE MATERIAL - THIS SOURCE CONTAINS RADIUM-226. DO NOT TOUCH RADIOACTIVE PORTION OF THIS SOURCE.

Name of Manufacturer or Importer

- C) Shall not transfer, abandon, or dispose of such source except by transfer to a person authorized by a license from the Department, the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State to receive the source;
- D) Shall store such source, except when the source is being used, in a closed container adequately designed and constructed to contain americium-241, plutonium, or radium-226 which might otherwise escape during storage; and
- E) Shall not use such source for any purpose other than the calibration of radiation detectors or the standardization of other sources.
- 6) These general licenses do not authorize the manufacture of calibration or reference sources containing americium-241, plutonium, or radium-226.
- f) General License for Use of Radioactive Material for Certain In Vitro Clinical or Laboratory Testing.
- AGENCY NOTE: The New Drug provisions of the Federal Food, Drug and Cosmetic Act also govern the availability and use of any specific diagnostic drugs in interstate commerce.
- 1) A general license is hereby issued to any physician, veterinarian, clinical laboratory, or hospital to receive, acquire, possess, transfer, or use, for any of the following stated tests, in accordance with the provisions of subsections ~~(f)(2), (3), (4), (5), and (6)~~, ~~(2)~~ through ~~(6)~~ below, the following radioactive materials in prepackaged units for use in *in vitro* clinical or laboratory tests not involving internal or external administration of radioactive

material, or the radiation therefrom, to human beings or animals:

- A) Carbon-14, in units not exceeding ~~10 microcuries~~ ~~(370 kBq)~~ ~~(10 μ Ci)~~ each.
- B) Cobalt-57, in units not exceeding ~~10 microcuries~~ ~~(370 kBq)~~ ~~(10 μ Ci)~~ each.
- C) Hydrogen-3 (tritium), in units not exceeding ~~50 microcuries~~ ~~(1.85 MBq)~~ ~~(50 μ Ci)~~ each.
- D) Iodine-125, in units not exceeding ~~10 microcuries~~ ~~(370 kBq)~~ ~~(10 μ Ci)~~ each.
- E) Moly-96 iodine-125 reference or calibration sources, in units not exceeding ~~0.05 microcurie~~ ~~(1.85 kBq)~~ ~~(50 mCi)~~ of iodine-129 and ~~0.005 microcurie~~ ~~(185 Bq)~~ ~~(5 mCi)~~ of americium-241 each.
- F) Iodine-131, in units not exceeding ~~10 microcuries~~ ~~(370 kBq)~~ ~~(10 μ Ci)~~ each.
- G) Iron-59, in units not exceeding ~~20 microcuries~~ ~~(740 kBq)~~ ~~(20 μ Ci)~~ each.
- H) Selenium-75, in units not exceeding ~~10 microcuries~~ ~~(370 kBq)~~ ~~(10 μ Ci)~~ each.
- 2) No person shall receive, acquire, possess, use, or transfer radioactive material pursuant to the general license established by subsection ~~(f)~~ (1) above until he has filed the Department form entitled "Certificate - *In Vitro* Testing with Radioactive Material Under General License" with the Department and received from the Department a validated copy of the form with certification number assigned. The following information shall be furnished to the Department on the form entitled "Certificate - *In Vitro* Testing with Radioactive Material Under General License":
- A) ~~Filed Department Form KLM-006, "Certificate - *In Vitro* Testing with Radioactive Material Under General License", with the Department and received from the Department a validated copy of Department Form KLM-006 with certification number assigned.~~

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B) The physician, veterinarian, clinical laboratory, or hospital requesting general licensure pursuant to subsection (f)(2)(A) shall furnish on Department Form KLM-006 the following information and such other information as may be required by that form:

- A) Name and address of the physician, veterinarian, clinical laboratory, or hospital;
B) The location of use; and
C) A statement that the physician, veterinarian, clinical laboratory, or hospital has appropriate radiation measuring instruments to carry out *in vitro* clinical or laboratory tests with radioactive material as authorized under the general license in subsection (f)(1) above and that such tests will be performed only by personnel competent in the use of such instruments and in the handling of the radioactive material.

- 3) A person who receives, acquires, possesses, or uses radioactive material pursuant to the general license established by subsection (f)(1) above shall comply with the following:

- A) The general licensee shall not possess at any one time, pursuant to the general license in subsection (f)(1) above, at any one location of storage, or use a total amount of iodine-125, iodine-131, selenium-75, iron-59 and/or cobalt-57 in excess of 200 microcuries $47.4 \text{ MBq} (200 \mu\text{Ci})$.
B) The general licensee shall store the radioactive material, until used, in the original shipping container or in a container providing equivalent radiation protection.
C) The general licensee shall use the radioactive material only for the uses authorized by subsection (f)(1) above.
D) The general licensee shall not transfer the radioactive material to a person who is not authorized to receive it pursuant to a license issued by the Department, the U.S. Nuclear Regulatory Commission, or a State with which the Commission has entered into an agreement for the exercise of regulatory authority.

any an Agreement State, or a Licensing State, nor transfer the radioactive material in any manner other than in the unopened, labeled shipping container as received from the supplier.

- E) The general licensee shall dispose of the mock iodine-125 reference or calibration sources described in subsection (f)(1)(E) above as required by 32 Ill. Adm. Code 340-3010_340.1010(a).
- F) The general licensee shall not receive, acquire, possess, or use radioactive material pursuant to subsection (f)(1) above;
- G) Except as prepackaged units which are labeled in accordance with the provisions of an applicable specific license issued pursuant to Section 330.280(g) or in accordance with the provisions of a specific license issued by the U.S. Nuclear Regulatory Commission, any an Agreement State, or a Licensing State which authorizes the manufacture and distribution of iodine-125, iodine-131, carbon-14, hydrogen-3 (tritium), iron-59, selenium-75, cobalt-57, or mock iodine-125 to persons generally licensed under subsection (f) or its equivalent, and

- H) Unless one of the following statements, as appropriate, or a statement which contains the information called for in one of the following statements, appears on a label affixed to each prepackaged unit or appears in a leaflet or brochure which accompanies the package:
- i) This radioactive material shall be received, acquired, possessed and used only by physicians, veterinarians, clinical laboratories, or hospitals and only for *in vitro* clinical or laboratory tests not involving internal or external administration of the material, or the radiation therefrom, to human beings or animals. Its receipt, acquisition, possession, use and transfer are subject to the regulations and a general license of the U.S. Nuclear Regulatory Commission or of a State with which the Commission has entered into an agreement for the exercise of regulatory authority.

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- Name of Manufacturer
- ii) This radioactive material shall be received, acquired, possessed and used only by physicians, veterinarians, clinical laboratories, or hospitals and only for *in vitro* clinical or laboratory tests not involving internal or external administration of the material, or the radiation therefrom, to human beings or animals. Its receipt, acquisition, possession, use and transfer are subject to the regulations and a general license of a Licensing State.

Name of Manufacturer

- 5) The physician, veterinarian, clinical laboratory, or hospital possessing or using radioactive material under the general license of subsection f) (1) above shall report in writing to the Department, any changes in the information furnished by him in the "Certificate - *In Vitro* Testing with Radioactive Material Under General License", Department Form KLM.006. The report shall be furnished within 30 days after the effective date of such change.

- 6) Any person using radioactive material pursuant to the general license of subsection f) (1) above is exempt from the requirements of 32 Ill. Adm. Code 340 and 400 with respect to radioactive material covered by that general license, except that such persons using the mock iodine-125 described in subsection (1)(E) above shall comply with the provisions of 32 Ill. Adm. Code 340.3010 340.1010(a), 340.1210 and 340.1220. In addition, persons using mock iodine-125 described in subsection (f) (1)(E) shall comply with the provisions of 32 Ill. Adm. Code 340.4020 and 340.4030.

g) Ice Detection Devices-

- 1) A general license is hereby issued to own, receive, acquire, possess, use and transfer strontium-90 contained in ice detection devices, provided each device contains not more than 80 microcuries f1.85 MBq (50 μ Ci) of strontium-90 and each device has been manufactured or initially transferred

in accordance with a specific license issued by the U.S. Nuclear Regulatory Commission or each device has been manufactured or initially transferred in accordance with the specifications contained in a specific license issued by the Department or an Agreement State to the manufacturer of such device pursuant to licensing requirements equivalent to those in Section 32.61-of 10 CFR 32.61.

2) Persons who own, receive, acquire, possess, use, or transfer strontium-90 contained in ice detection devices pursuant to the general license in subsection f) (1) above:

- A) Shall, upon occurrence of visually observable damage, such as a bend or crack or discoloration from overheating to the device, discontinue use of the device until it has been inspected, tested for leakage or contamination and repaired by a person holding a specific license from the U.S. Nuclear Regulatory Commission or an Agreement State to manufacture or service such devices; or shall dispose of the device pursuant to the provisions of 32 Ill. Adm. Code 340.3010 340.1010(a);
- B) Shall assure that all labels affixed to the device at the time of receipt, and which bear a statement which prohibits removal of the labels, are maintained thereon; and
- C) Are exempt from the requirements of 32 Ill. Adm. Code 340 and 400 except that such persons shall comply with the provisions of 32 Ill. Adm. Code 340.3010, 340.4020 and 340.4030 340.1010(a), 340.1210, 340.1220 and 340.1260.
- 3) This general license does not authorize the manufacture, assembly, disassembly, or repair of strontium-90 in ice detection devices.
- 4) This general license is subject to the provisions of 32 Ill. Adm. Code 310.40 through 310.90, 341 and Sections 330.310, 330.400 and 330.500 of this Part.

(Source: Amended at 111. Reg. _____, effective _____)

SUBPART C: SPECIFIC LICENSES**Section 330.240 Filing Application for Specific Licenses**

- a) Applications for specific licenses shall be filed in duplicate on forms prescribed by the Department.
- b) The Department may at any time after the filing of the original application, and before the expiration or termination of the license, require further statements in order to enable the Department to determine whether the application should be granted or denied or whether an existing license should be modified or revoked.
- c) Each application shall be signed by the applicant or licensee or a person duly authorized to act for and on his behalf.
- d) An application may include a request for a license authorizing one or more activities. The Department will not grant the request if the proposed activities are not under the control of the same facility, administrator and radiation safety officer. In addition, when evaluating the request, the Department will consider complexity, similarity and proximity of the proposed activities.
- e) In the application, the applicant may incorporate by reference information contained in previous applications, statements, or reports filed with the Department provided such references are clear and specific.
- f) Public inspection of applications and other documents submitted to the Department pursuant to this Section shall be in accordance with 2 Ill. Adm. Code 1076 and the requirements of the Freedom of Information Act (Ill. Rev. Stat. § 1999 1991, ch. 116, par. 201 et seq.) [§ ILCS 140].
- g) An application for a specific license to authorize receipt, possession, or use of radioactive material in the form of a sealed source or in a device that contains a sealed source ~~must~~ shall either:
- 1) Identify the sealed source or device that contains a sealed source by manufacturer and model number as filed in an evaluation sheet in the U.S. Department of Health and Human Services "Radioactive Material Reference Manual" or in the

U.S. Nuclear Regulatory Commission "Registry of Radioactive Sealed Sources and Devices"; or

- 2) Contain the information identified in Section 330.280(m).
(Source: Amended at — Ill. Reg. _____, effective _____)

Section 330.250 General Requirements for the Issuance of Specific Licenses

- a) A license application will be approved only if the Department determines that:
- 1) The applicant is qualified by reason of training and experience to use the material in question for the purpose requested in accordance with this Part in such a manner as to minimize danger to public health and safety or property;
 - 2) The applicant's proposed equipment, facilities and procedures are adequate to minimize danger to public health and safety or property;
 - 3) The issuance of the license will not be inimical to the health and safety of the public; and
 - 4) The applicant satisfies any applicable special requirements in Sections 330.260, 330.270, or 330.280 32_111. Admin. Code: Chapter II, Subchapters b and d.
- b) Environmental Report, Commencement of Construction.
1) In the case of an application for a license to receive and possess radioactive material for commercial waste disposal by land burial, or for the conduct of any other activity which the Department determines will significantly affect the quality of the environment, a license application ~~must~~ shall be reviewed and approved by the Department before commencement of construction of the plant or facility in which the activity will be conducted. Issuance of the license shall be based upon a consideration by the Department of the environmental, economic, technical and other benefits in comparison with the environmental costs and available alternatives, and a determination that the action called for is the issuance of the proposed license, with any appropriate conditions to protect environmental values;

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- 2) Commencement of construction prior to such conclusion shall be grounds for denial of a license to receive and possess radioactive material in such plant or facility. As used in this paragraph subsection the term "commencement of construction" means any clearing of land, excavation, or other substantial action that would adversely affect the environment of a site. The term does not mean site exploration, necessary borings to determine foundation conditions, or other preconstruction monitoring or testing to establish background information related to the suitability of the site or the protection of environmental values.

- c) Financial Surety Arrangements for Reclaiming Sites. For purposes of this subsection, "reclaiming" shall mean returning property to a condition or state such that the property no longer presents a public health or safety hazard or threat to the environment.
- AGENCY NOTE:** For purposes of subsection (c) above, the term "reclaiming" includes but is not limited to those activities necessary to decommission the licensed facility (i.e., to remove [as a facility] safely from service and reduce residual] radioactivity to a level that permits release of the property for unrestricted use and termination of license).

- 1) Unless exempted by subsections ~~(e)(4)~~ or ~~(e)(5)~~ below, issuance, renewal, or amendment of a license shall be dependent upon satisfactory financial surety arrangements to ensure the protection of the public health and safety in the event of abandonment, default, or other inability of the licensee to meet the requirements of the Act, this Part, or 32 Ill. Adm. Code: Chapter II, Subparts b and d. Self insurance, or any arrangement which essentially constitutes self insurance, will not satisfy the surety requirements since such arrangement provides no further assurance than being without insurance. Determination of satisfactory surety arrangements shall be subject to the following conditions:

- A) Financial surety arrangements for site reclamation may consist of surety bonds, certificates of deposit, deposits of government securities, letters of credit, insurance policies, or any combination of the above for the categories of licenses listed in subsection ~~(e)(3)~~ below. The amount of funds to be ensured by such surety arrangements shall be based on Department-

approved reclaiming cost estimates for disposal of all radioactive material authorized under the license, including removal of all radioactive contamination caused by authorized material to a level in conformance with 32 Ill. Adm. Code 340 Appendix G A. The Department shall consider the following in approving the cost estimate of the financial surety requirements for each individual applicant or licensee:

- i) The probable extent of contamination through the use or possession of radioactive material at the facility or site and the probable cost of removal of such contamination to a level in conformance with 32 Ill. Adm. Code 340 Appendix G A. This consideration shall encompass probable contaminating events associated with the licensee's methods or modes of operation and shall be based on factors such as quantities, half-lives, radiation hazards and toxicities, and chemical and physical forms;
 - ii) The extent of possible off-site offsite property damage caused by operation of the facility or site;
 - iii) The cost of removal and disposal of sources of radiation, which are or would be generated, stored, processed, or otherwise present at the licensed facility or site; and
 - iv) The costs involved in reclaiming the property on which the facility or site is located, and all other properties contaminated by radioactive material authorized under the license.
- B) The financial surety arrangements shall be filed with and maintained by the Chief, Division of Radioactive Materials of the Department (hereafter referred to as the Division Chief) in a dollar amount greater than or equal to the amount approved by the Department and determined necessary to provide for the protection of public health and safety in accordance with subsection ~~(e)(1)(A)~~ above.
- i) A licensee or applicant shall submit a cost

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estimate for approval by the Department in accordance with subsection ~~(e)(1)(A)~~ above.

ii) The licensee's surety arrangements may be reviewed annually by the Department and be adjusted to recognize any increases or decreases resulting from inflation or deflation, changes in engineering plans, activities performed and any other condition affecting costs for reclaiming to ensure that sufficient surety is retained to cover liability which remains until license termination.

iii) When a change in activities not requiring a license amendment would raise the cost estimate for reclaiming to an amount greater than the amount of financial surety currently filed with the Division Chief, the licensee shall, within ~~sixty~~ ~~60~~ days after the increase, file additional financial surety at least equal to this increase.

iv) When a license amendment would raise the cost estimate for reclaiming to an amount greater than the amount of financial surety currently filed with the Division Chief, the amendment shall not be issued until the required surety arrangements are established.

v) When the current reclaiming cost estimate decreases, upon the written request of the licensee, and provided that the decrease is verified by the Division Chief, the Division Chief shall reduce the amount of financial surety required for the facility to the amount of the current reclaiming cost estimate. Upon such occurrence, the Division Chief shall, considering the financial surety arrangements on file, either cause to be released to the licensee collateral which has been deposited equal to this reduction or allow the licensee to substitute for the arrangements on file new arrangements in the reduced amount.

vi) The term of the surety arrangement shall be for the period from issuance of the license until

termination of the license by the Department in accordance with Section 330.320.

- vi) Upon termination of the license, the Division Chief will release all surety amounts not previously forfeited by the licensee.
- C) The Director:
- i) May order that any financial surety filed by a licensee pursuant to subsection (c) be forfeited to the State if the Director determines that the licensee has failed to perform reclaiming to assure health and safety from radiation hazards and comply with other license requirements or orders pertaining to reclaiming. Such forfeiture action shall follow the procedures provided in 32 Ill. Adm. Code 200.
- ii) Shall, upon the date of issuance of the final order described in subsection ~~(e)(1)(G)(i)~~ above, notify the Attorney General who shall collect the forfeiture if voluntary payment is not made within ~~thirty~~ ~~30~~ days of the date of issuance of the final order.
- iii) Shall deposit all funds from forfeited financial sureties in a temporary, locally-held trust fund to be administered by the Department for site reclaiming.
- D) The licensee or applicant ~~must~~ choose from the financial surety arrangements specified in Section 330 Appendix G of this Part.
- E) The wording of the financial surety may be identical to the wording of the corresponding arrangement in Section 330 Appendix H of this Part and ~~must~~ shall contain provisions described in Section 330 Appendix G of this Part.
- F) Use of Multiple Financial Surety Arrangements. The licensee or applicant may utilize more than one financial surety arrangement per facility to satisfy the requirement specified in subsection ~~(e)(1)~~ above. These arrangements are limited to bonds supported by

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Letters of credit, insurance and securities. The arrangement must shall be as specified in Section 330, Appendix G-of-this-part, except that it is the combination of arrangements, rather than the single arrangement, which must shall provide financial surety for the necessary amount.

- G) Use of Financial Surety Arrangement for Multiple Facilities and/or Multiple Licensees at a Facility. The licensee or applicant may use a financial surety arrangement specified in Section 330, Appendix G ~~of this-part~~ to meet the requirements of subsection ~~(e)(1)~~ above for more than one license he holds, or more than one facility he owns, or operates in Illinois. The arrangement submitted to the Division Chief shall include a list indicating, for each facility, the license number(s), name(s), address(es) and amount(s) of funds for reclaiming, assured by the arrangement. The amount of funds available through the arrangement shall not be less than the sum of the sureties that would be available if a separate arrangement had been filed and maintained for each license or facility. If more than one license exists for a facility, the amount of funds for each license shall be specified.
- H) Substitution of Alternate Financial Surety Arrangements. The licensee may substitute alternate financial surety arrangements specified in Section 330, Appendix G-of-this-part meeting the requirements of subsection ~~(e)(1)~~ above for the financial surety already filed with the Department for the facility. However, the existing arrangements shall not be released by the Division Chief until the substitute financial surety arrangements have been received and approved.
- I) Any applicant or licensee who fulfills the requirements of subsection ~~(e)(1)~~ above by obtaining a surety bond, letter of credit, or insurance policy, will be deemed to be without the required financial surety in the event of bankruptcy of the issuing institution, or a suspension, or revocation of the authority of the institution issuing the surety bond, letter of credit, or insurance policy to issue such instruments. The applicant or licensee must shall
- establish other Department-approved financial surety within thirty (30) days after such an event.
- 2) The arrangements required in subsection ~~(e)(1)~~ above shall be established prior to issuance or amendment of the license to assure that sufficient funds will be available for reclaiming;
- 3) The following specific licensees are required to make financial surety arrangements:
- A) Major processors as defined in 32 Ill. Adm. Code 310.20;
- B) Waste handling licensees as defined in 32 Ill. Adm. Code 310.20;
- C) Wet source storage irradiators;
- D) Ore processors which produce source material tailings or sludge;
- E) Possessors of source material tailings or sludge;
- F) Persons who use particle accelerators to manufacture radionuclides for distribution to other licensees or customers;
- G) Former U.S. Atomic Energy Commission or U.S. Nuclear Regulatory Commission licensed facilities that were licensed pursuant to 10 CFR 50, ~~exclusive-of~~ subsequent amendments or additions unless exempted by subsection ~~(e)(4)~~ below.
- 4) The following persons are exempt from the requirements of subsection ~~(e)(1)~~ above:
- A) All State, local, or other government agencies, unless they are subject to subsection ~~(e)(3)(A)~~ or ~~(e)(3)(B)~~ above;
- AGENCY NOTE: For purposes of subsection (c), "government agencies" shall not include federal or state contractors, non-governmental recipients of government grants, or non-governmental medical institutions.

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- B) All educational institutions; and
- AGENCY NOTE: An educational institution is a non-profit organization which has as its primary purpose the advancement of knowledge in one or more specific fields and which is accredited by the North Central Association of Colleges and Schools.
- C) Persons authorized to possess only those radioactive materials with half-lives of ~~sixty-five~~ {65} days or less.
- 5) Unless also described in subsection ~~(e)(3)~~ above, the following persons are exempt from the requirements of subsection ~~(e)(1)~~ above:
- A) Persons licensed to manufacture or possess, but not distribute, radioactive material for medical purposes, including veterinary medicine;
- B) Persons licensed to perform industrial radiography;
- C) Persons licensed to perform wireline service operations and subsurface tracer studies;
- D) Persons licensed to distribute radiopharmaceuticals, generators, or reagent kits as a nuclear pharmacy;
- E) Persons licensed to distribute, without processing, radioactive material or products containing radioactive material;
- F) Persons licensed to possess irradiators, other than wet source storage irradiators;
- G) Persons licensed to possess source material (depleted uranium) for shielding purposes;
- H) Persons licensed to possess radioactive material for use in analytical instruments; and
- I) Persons licensed to possess radioactive material in gauges or other measuring systems.
- d) Long-Term Care Requirements-

- 1) A license application will be approved only if the Department determines that a long-term care fund for monitoring and maintenance has been established by the waste handling licensee prior to the issuance of the license; or
- 2) The waste handling applicants may choose, at the time of the licensure, to provide a financial surety arrangement in lieu of a long-term care fund.

AGENCY NOTE: Long-term care funding may also be required for former U.S. Atomic Energy Commission or U.S. Nuclear Regulatory Commission licensed facilities, or persons whose activities cause situations that significantly affect the public health and safety, or the environment by reason of exposure to radiation or radioactive materials.

(Source: Amended at — Ill. Reg. _____, effective _____)
Section 330.260 Special Requirements for Issuance of Certain Specific Licenses for Radioactive Materials

- a) Specific Licenses to Institutions for Human Use of Radioactive Material. A specific license for human use of radioactive material in institutions shall be issued only if the applicant has met the requirements of 32 Ill. Adm. Code 335 and the requirements set forth in Section 330.250.
- b) Specific Licenses to Individual Physicians for Human Use of Radioactive Material. An application by an individual physician or group of physicians for a specific license for human use of radioactive material shall be approved only if:
- 1) The applicant satisfies the general requirements specified in Section 330.250;
- 2) The application is for use in the applicant's practice in an office outside a medical institution; and
- 3) The applicant has met the requirements of 32 Ill. Adm. Code 335.
- c) Specific Licenses for Pharmacies Using Radioactive Material. In addition to the requirements set forth in Section 330.250, a specific license for a pharmacy shall meet the following additional requirements:
- d) Long-Term Care Requirements-

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- 1) Radiopharmaceuticals dispensed and/or distributed for human use shall be either:
 - A) Repackaged from prepared radiopharmaceuticals that have been approved by the U.S. Food and Drug Administration (FDA) for medical use as defined in 32 Ill. Adm. Code 335.20; or
 - i) that are the subject of a U.S. Food and Drug Administration (FDA) approved "New Drug Application" (NDA), or
 - ii) for which the FDA has accepted an "Investigational New Drug Application" (IND), or
 - B) Prepared from generators and reagent kits that are the subject of an FDA-approved "New Drug Application" (NDA) or for which the FDA has accepted an "Investigational New Drug Application" (IND).
 - 2) Prepared radiopharmaceuticals for which FDA has accepted an IND and radiopharmaceuticals prepared from generators or reagent kits for which the FDA has accepted an IND shall be dispensed and/or distributed:
 - A) In accordance with the directions provided by the sponsor of the IND, and
 - B) Only to physicians who have been accepted by the sponsor of the IND to participate in clinical evaluation of the drug.
 - 3) The licensee shall inform in writing each physician who participates in an IND evaluation that the physician is responsible to the sponsor of the IND for use of the drug in accordance with protocols established by the sponsor and for reporting to the sponsor the clinical information obtained through use of the drug.
 - 4) The licensee shall procure biological products labeled with radionuclides or kits used to prepare such products from a supplier who holds an unsuspended or unrevoked license issued by either the U.S. Department of Health, Education and Welfare or the U.S. Department of Health and Human Services to propagate, manufacture, prepare, label, or distribute the products.

- 5) The licensee shall perform radiometric tests for molybdenum breakthrough upon each elution of a molybdenum-99/technetium-99m generator in accordance with the requirements of 32 Ill. Adm. Code 335.4020.
 - 6) The licensee shall procure all radioactive drugs radiopharmaceuticals from a supplier who manufactures or repackages the product under appropriate pharmaceutical controls related to assay, identity, quality, purity, sterility and non-pyrogenicity.
 - 7) The licensee shall dispense radioactive drugs radiopharmaceuticals only under the prescription of a specifically licensed physician who is authorized to possess and use the radioactive drugs radiopharmaceuticals or of a physician authorized under the provisions of a broad radioactive material license. The licensee shall maintain a copy of the radioactive material license of each customer physician and shall verify that the physician is authorized to receive the prescribed radiopharmaceutical prior to transferring the radiopharmaceutical.
 - 8) The licensee may distribute *in vitro* test kits to customers but shall neither remove any package insert nor violate the packaging.
 - 9) The licensee shall subject each batch of sulfur colloid to microscopic tests for particle size and chromatographic tests for free pertechnetate, and shall maintain records of such tests for inspection by the Department. Preparations which contain particles one micron or larger in diameter, have more than 10% ten percent free pertechnetate, or appear flocculent or aggregated shall not be dispensed to customers.
 - 10) The licensee shall report to the Department, within ~~ten~~ 10 days of occurrence, any irregularities pertaining to identification, labeling, quality, or assay of any radioactive drug radiopharmaceutical received under the authority of this license.
- d) Use of Sealed Sources in Industrial Radiography. In addition to the requirements set forth in Section 330.250, a specific license for use of sealed sources in industrial radiography will be issued if:

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- 1) The applicant will have an adequate program for training radiographers and radiographer's assistants and submits to the Department a schedule or description of such program which specifies the:
 - A) Initial training;
 - B) Periodic training;
 - C) On-the-job training;
 - D) Means to be used by the licensee to determine the radiographer's knowledge and understanding of and ability to comply with the conditions of the license, the provisions of this Part and 32 Ill. Adm. Code 310, 320, 340, 350, 400 and the operating and emergency procedures of the applicant; and
 - E) Means to be used by the licensee to determine the radiographer's assistants' knowledge and understanding of and ability to comply with the operating and emergency procedures of the applicant.
- 2) The applicant has established and submits to the Department satisfactory written operating and emergency procedures described in 32 Ill. Adm. Code 350.2020_{1/2}.
- 3) The applicant will have an internal inspection system to assure that the requirements of 32 Ill. Adm. Code 310, 320, 340, 350, 400 and this Part, license provisions, and the applicant's operating and emergency procedures are followed by radiographers and radiographer's assistants; the inspection system shall include the performance of internal inspections at intervals not to exceed 3 months and the retention of records of such inspections for 2 years. The inspection records shall contain the date, name of the person performing the inspection, inspection findings and a description of any corrective action taken_{1/2}.
- 4) The applicant submits to the Department a description of the overall organizational structure pertaining to the industrial radiography program, including specified delegations of authority and responsibility for operation of the program_{1/2}.
- 5) The applicant who desires to conduct his own leak tests has

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established adequate procedures to be followed in testing sealed sources for possible leakage and contamination and submits to the Department a description of such procedures, including:

- A) Instrumentation to be used;
- B) Method of performing tests; and
- C) Pertinent experience of the individual who will perform the test_{1/2}.

- 6) The licensee shall conduct a program for inspection and maintenance of radiographic exposure devices and storage containers to assure proper functioning of components important to safety.

(Source: Amended at — Ill. Reg. —, effective —)

Section 330.270 Special Requirements for Specific Licenses of Broad Scope

This Section prescribes requirements for the issuance of specific licenses of broad scope for radioactive material and certain regulations governing holders of such licenses.

AGENCY NOTE: Authority to transfer possession or control by the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing byproduct material whose subsequent possession, use, transfer and disposal by all other persons are exempted from regulatory requirements may be obtained only from the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

a) The different types of broad scope licenses are set forth below:

- 1) A "Type A specific license of broad scope" is a specific license authorizing receipt, acquisition, ownership possession, use and transfer of any chemical or physical form of the radioactive material specified in the license, but not exceeding quantities specified in the license, for any authorized purpose. The quantities specified are usually in the multi-curie range multiples of gigabecquerels or curies.

- 2) A "Type B specific license of broad scope" is a specific license authorizing receipt, acquisition, ownership, possession, use and transfer of any chemical or physical

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form of radioactive material specified in Section 330, Appendix D of this Part, for any authorized purpose. The possession limit for a Type B license of broad scope, if only one radionuclide is possessed thereunder, is the quantity specified for that radionuclide in Appendix D, Column I of Section 330, Appendix D. If two or more radionuclides are possessed thereunder, the possession limit for each is determined as follows: For each radionuclide, determine the ratio of the quantity possessed to the applicable quantity specified in Appendix D, Column I_r of Section 330, Appendix D for that radionuclide. The sum of the ratios for all radionuclides possessed under the license shall not exceed unity.

3) A "Type C specific license of broad scope" is a specific license authorizing receipt, acquisition, ownership, possession, use and transfer of any chemical or physical form of radioactive material specified in Section 330, Appendix D of this Part, for any authorized purpose. The possession limit for a Type C license of broad scope, if only one radionuclide is possessed thereunder, is the quantity specified for that radionuclide in Appendix D, Column II of Section 330, Appendix D. If two or more radionuclides are possessed thereunder, the possession limit is determined for each as follows: For each radionuclide, determine the ratio of the quantity possessed to the applicable quantity specified in Appendix D, Column II_r of Section 330, Appendix D for that radionuclide. The sum of the ratios for all radionuclides possessed under the license shall not exceed unity.

b) An application for a Type A specific license of broad scope will be approved if:

- 1) The applicant satisfies the general requirements specified in Section 330.250;
- 2) The applicant has engaged in a reasonable number of activities involving the use of radioactive material; and
- 3) The applicant has established administrative controls and provisions relating to organization and management, procedures, record-keeping, recordkeeping, material control and accounting and management review that are necessary to assure safe operations, including:

- A)
 - A) The establishment of a *Radiation Safety Committee composed of such persons as a *Radiation Safety Officer, a representative of management and persons trained and experienced in the safe use of radioactive material;
 - B) The appointment of a *Radiation Safety Officer who is qualified by training and experience in radiation protection, and who is available for advice and assistance on radiation safety matters; and
 - C) The establishment of appropriate administrative procedures to assure:
 - i) Control of procurement and use of radioactive material;
 - ii) Completion of safety evaluations of proposed uses of radioactive material which take into consideration such matters as the adequacy of facilities and equipment, training and experience of the user and the operating or handling procedures; and
 - iii) Review, approval and recording by the *Radiation Safety Committee of safety evaluations of proposed uses prepared in accordance with subsection (b)-(6)(1) above prior to use of the radioactive material.
- B)
 - c) An application for a Type B specific license of broad scope will be approved if:
 - 1) The applicant satisfies the general requirements specified in Section 330.250; and
 - 2) The applicant has established administrative controls and provisions relating to organization and management, procedures, record-keeping, recordkeeping, material control and accounting and management review that are necessary to assure safe operations, including:
 - A) The appointment of a *Radiation Safety Officer who is qualified by training and experience in radiation protection, and who is available for advice and assistance on radiation safety matters; and

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- B) The establishment of appropriate administrative procedures to assure:
- i) Control of procurement and use of radioactive material;
 - ii) Completion of safety evaluations of proposed uses of radioactive material ~~which~~ that take into consideration such matters as the adequacy of facilities and equipment, training and experience of the user and the operating or handling procedures; and
 - iii) Review, approval and recording by the ~~#~~Radiation ~~s~~Safety ~~e~~Officer of safety evaluations of proposed uses prepared in accordance with subsection ~~(e)(2)(B)(i)~~ above prior to use of the radioactive material.
- d) An application for a Type C specific license of broad scope will be approved if:
- 1) The applicant satisfies the general requirements specified in Section 330.250;
 - 2) The applicant submits a statement that radioactive material will be used only by, or under the direct supervision of, individuals who have received:
- A) A college degree at the bachelor level, or equivalent training and experience, in the physical, or biological sciences, or in engineering; and
 - B) At least 40 hours of training and experience in the safe handling of radioactive material, and in the characteristics of ionizing radiation, units of radiation dose and quantities, radiation detection instrumentation and biological hazards of exposure to radiation pertinent to the type and forms of radioactive material to be used; and
- 3) The applicant has established administrative controls and provisions relating to procurement of radioactive material, procedures, record-keeping, recordkeeping, material control and accounting and management review necessary to assure safe operations.

- e) Specific licenses of broad scope are subject to the following conditions:
- 1) Unless specifically authorized, persons licensed pursuant to this Section shall not:
 - A) Conduct tracer studies in the environment involving direct release of radioactive material;
 - B) Receive, acquire, own, possess, use, or transfer devices containing ~~100,000~~ ~~units~~ ~~(3.7 PBq)~~ ~~(100~~ kCi) or more of radioactive material in sealed sources used for irradiation of materials;
 - C) Conduct activities for which a specific license issued by the Department under Sections 330.260 or 330.280 is required; or
 - D) Add or cause the addition of radioactive material to any food, beverage, cosmetic, drug, or other product designed for ingestion or inhalation by, or application to, a human being.
 - 2) Each Type A specific license of broad scope issued under this Part shall be subject to the condition that radioactive material possessed under the license may only be used by, or under the direct supervision of, individuals approved by the licensee's ~~#~~Radiation ~~s~~Safety ~~e~~Committee.
 - 3) Each Type B specific license of broad scope issued under this Part shall be subject to the condition that radioactive material possessed under the license may only be used by, or under the direct supervision of, individuals approved by the licensee's ~~#~~Radiation ~~s~~Safety ~~e~~Officer.
 - 4) Each Type C specific license of broad scope issued under this Part shall be subject to the condition that radioactive material possessed under the license may only be used by, or under the direct supervision of, individuals who satisfy the requirements of subsection (d) above.

(Source: Amended at — Ill. Reg. —, effective _____)
 Section 330.280 Special Requirements for a Specific License to Manufacture, Assemble, Repair, or Distribute Commodities, Products, or Devices which that Contain Radioactive Material

- a) Licensing the Introduction of Radioactive Material into Products in Exempt Concentrations-
- 1) In addition to the requirements set forth in Section 330.250, a specific license authorizing the introduction of radioactive material into a product or material owned by or in the possession of the licensee or another and the transfer of ownership or possession of the product or material containing the radioactive material to persons exempted from this Part pursuant to Sections 330.30 or 330.40(a) will be issued if:
 - A) The applicant submits a description of the product or material into which the radioactive material will be introduced, intended use of the radioactive material and the product or material into which it is introduced, method of introduction, initial concentration of the radioactive material in the product or material, control methods to assure that no more than the specified concentration is introduced into the product or material, estimated time interval between introduction and transfer of the product or material, and estimated concentration of the radioactive material in the product or material at the time of transfer; and
 - B) The applicant provides reasonable assurance that the concentrations of radioactive material at the time of transfer will not exceed the concentrations in Section 330. Appendix A of this Part, that reconcentration of the radioactive material in concentrations exceeding those in Section 330. Appendix A is not likely, that use of lower concentrations is not feasible, and that the product or material is not likely to be incorporated in any food, beverage, cosmetic, drug, or other commodity or product designed for ingestion or inhalation by, or application to, a human being.
 - 2) Each person licensed under subsection (a) is required to maintain records of transfer of material and shall file a report with the Department which shall identify the following:
 - A) Type and quantity of each product or material into which radioactive material has been introduced during the reporting period;

b) Licensing the Distribution of Radioactive Material in Exempt Quantities-

AGENCY NOTE: Authority to transfer possession or control by the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing byproduct material whose subsequent possession, use, transfer and disposal by all other persons are exempted from regulatory requirements may be obtained only from the U.S. Nuclear Regulatory Commission, Washington, D.C. 20585.

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- 1) An application for a specific license to distribute NARM to persons exempted from this Part pursuant to Section 330.40(b) will be approved if:
 - A) The radioactive material is not contained in any food, beverage, cosmetic, drug, or other commodity designed for ingestion or inhalation by, or application to, a human being;
 - B) The radioactive material is in the form of processed chemical elements, compounds, or mixtures, tissue samples, bioassay samples, counting standards, plated or encapsulated sources, or similar substances, identified as radioactive and to be used for its radioactive properties, but is not incorporated into any manufactured or assembled commodity, product, or device intended for commercial distribution; and
 - C) The applicant submits copies of prototype labels and brochures and the Department approves such labels and brochures.
- 2) The license issued under subsection ~~(b)(1)~~^(b) above is subject to the following conditions:
 - A) No more than 10 ten exempt quantities shall be sold or transferred in any single transaction. However, an exempt quantity may be composed of fractional parts of one or more of the exempt quantities provided the sum of the fractions shall not exceed unity.
 - B) Each exempt quantity shall be separately and individually packaged. No more than 10 ten such packaged exempt quantities shall be contained in any outer package for transfer to persons exempt pursuant to Section 330.40(b). The outer package shall be such that the dose rate at the external surface of the package does not exceed 0.5 millirem (5 usv) per hour.
 - C) The immediate container of each quantity or separately packaged fractional quantity of radioactive material shall bear a durable, legible label which:
 - i) Identifies the radionuclide and the quantity of radioactivity activity, and

- i) Bears the words "Radioactive Material".
- D) In addition to the labeling information required by subsection ~~(b)(2)(C)~~^(b) above, the label affixed to the immediate container, or an accompanying brochure, shall:
 - i) State that the contents are exempt from Licensing State requirements,
 - ii) Bear the words "Radioactive Material - Not for Human Use - Introduction into Foods, Beverages, Cosmetics, Drugs, or Medicinals, or into Products Manufactured for Commercial Distribution is Prohibited - Exempt Quantities Should Not Be Combined", and
 - iii) Set forth appropriate additional radiation safety precautions and instructions relating to the handling, use, storage and disposal of the radioactive material.
- 3) Each person licensed under subsection (b) is required to maintain records and file reports as follows:
 - A) Records of transfer of material identifying, by name and address, each person to whom radioactive material is transferred for use under Section 330.40(b) or the equivalent regulations of an Agreement State, or a Licensing State and stating the kinds and quantities of radioactive material transferred. The licensee shall maintain the record of a transfer for a period of one 1 year after the event is included in a summary report to the Department.
 - B) The licensee shall file a summary report stating the total quantity activity of each radioisotope transferred under the specific license with the Department.
 - C) The licensee shall file the summary report within 30 days following:
 - i) Five 5 years after filing the preceding report; or

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- ii) Filing an application for renewal of the license under Section 330.330; or
- iii) Notifying the Department under Section 330.330(a) 330.320(b) of the licensee's decision to permanently discontinue activities authorized under the license issued under subsection (b).

D) The report ~~must~~ shall cover the period between the filing of the preceding report and the an occurrences specified in subsections (C)(i), (ii), or (iii) of this section above. If no transfers of radioactive material have been made under subsection (b) during the reporting period, the report ~~must~~ shall so indicate.

c) Licensing the Incorporation of Naturally Occurring and Accelerator-produced Radioactive Material into Gas and Aerosol Detectors. An application for a specific license authorizing the incorporation of NARM into gas and aerosol detectors to be distributed to persons exempt under Section 330.40(c)(3) will be approved if the application satisfies requirements equivalent to those contained in Section 32.26 of 10 CFR 32.26, revised as of published January 1, 1990 1993, exclusive of subsequent amendments or editions. The maximum quantity activity of radium-226 in each device shall not exceed 0.1 microcurie (3.7 kBq) (100 nCi).

AGENCY NOTE: Licensing requirements contained in subsequent amendments or editions of 10 CFR 32 are not incorporated into this Part. A copy of 10 CFR 32 is available for public inspection at the Department of Nuclear Safety.

d) Licensing the Manufacture and Distribution of Devices to Persons Generally Licensed Under Section 330.220(b).

- 1) An application for a specific license to manufacture or distribute devices containing radioactive material, excluding special nuclear material, to persons generally licensed under Section 330.220(b) or equivalent regulations of the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State will be approved if:
 - A) The applicant satisfies the general requirements of Section 330.250;
 - B) The applicant submits sufficient information relating

- to the design, manufacture, prototype testing, quality control, labels, proposed uses, installation, servicing, leak testing, operating and safety instructions and potential hazards of the device to provide reasonable assurance that:
- i) The device can be safely operated by persons not having training in radiological protection;
 - ii) Under ordinary conditions of handling, storage and use of the device, the radioactive material contained in the device will not be released or inadvertently removed from the device, and it is unlikely that any person will receive in any period of 1 year ~~calendar-quarter~~ a dose in excess of ~~10~~ ten percent of the annual limits specified in the table in 32 Ill. Adm. Code 340.2010(a) 340.210(a); and
 - iii) Under accident conditions such as fire and explosion associated with handling, storage and use of the device, it is unlikely that any person would receive an external radiation dose or dose commitment in excess of the following organ doses:
- | | |
|---|--|
| Whole body; head and trunk; active blood-forming organs; gonads; or lens of eye | 15 rem |
| Hands and forearms; feet and ankles; localized areas of skin averaged over areas no larger than 1 square centimeter | 200 rem |
| Other organs | 50 rem |
| Other organs | 500 mSv (50 rem); and |
| Each device bears a durable, legible, clearly visible label or labels approved by the Department, which contain in a clearly identified and separate statement: | |
- i) Instructions and precautions necessary to assure safe installation, operation and servicing of the device; documents such as operating and

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service manuals may be identified in the label and used to provide this information;

- (ii) The requirement, or lack of requirement, for leak testing for leakage or contamination, or for testing any "on-off" mechanism and indicator, including the maximum time interval for such testing, and the identification of radioactive material by isotope, quantity of quantity radionuclide, activity and activity assay date; and

- (iii) The information called for in one of the following statements, as appropriate, in the same or substantially similar form:

Devices Containing Radioactive Material Other Than Naturally Occurring Radioactive Material

The receipt, possession, use and transfer of this device, Model _____, Serial No. _____, are subject to a general license or the equivalent and the regulations of the U.S. Nuclear Regulatory Commission or a State with which the U.S. Nuclear Regulatory Commission entered into an agreement for the exercise of regulatory authority. This label shall be maintained on the device in a legible condition. Removal of this label is prohibited.

CAUTION - RADIOACTIVE MATERIAL

Name of Manufacturer or Distributor

AGENCY NOTE: The model, serial number and name of the manufacturer or distributor may be omitted from this label provided the information is elsewhere specified in labeling affixed to the device.

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The receipt, possession, use and transfer of this device, Model _____, Serial No. _____, are subject to a general license or the equivalent, and the regulations of a Licensing State. This label shall be maintained on the device in a legible condition. Removal of this label is prohibited.

CAUTION - RADIOACTIVE MATERIAL

Name of Manufacturer or Distributor

AGENCY NOTE: The model, serial number and name of the manufacturer or distributor may be omitted from this label provided the information is elsewhere specified in labeling affixed to the device.

In the event the applicant desires that the device be required to be tested at intervals longer than 6 months, either except as provided in this subsection, between tests for proper operation of the "on-off" mechanism and indicator, if any, shall not exceed 6 months. The interval between tests for contamination of the device or for leakage of radioactive material from the device or for both shall not exceed 3 months for devices containing sources designed to emit alpha particles and 6 months for all other devices. In the event the applicant desires that the device be required to be tested at intervals longer than the above, the applicant shall include in the application sufficient information to demonstrate that such longer intervals are justified. The information shall include a description of the performance characteristics of the device or similar devices and by of design features which have a significant bearing on the probability or consequences of contamination of the device or leakage of radioactive material from the device or failure of the "on-off" mechanism and indicator. In determining the acceptable interval for the test for leakage of radioactive material or contamination of the device, the Department will consider information which includes, but is not limited to:

- A) Primary containment or source capsule;
B) Protection of primary containment;

Devices Containing Naturally Occurring Radioactive Material

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- C) Method of sealing containment;
- D) Containment construction materials;
- E) Form of contained radioactive material;
- F) Maximum temperature withstood during prototype tests;
- G) Maximum pressure withstood during prototype tests;
- H) Maximum quantity activity of contained radioactive material;
- I) Radiotoxicity of contained radioactive material; and
- J) Operating experience with identical devices or similarly designed and constructed devices.
- 3) In the event the applicant desires that the general licensee under Section 330.220(b) or under equivalent regulations of the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State, be authorized to install the device, collect the sample to be analyzed by a specific licensee for leakage of or contamination by radioactive material, service the device, test the "on-off" mechanism and indicator, or remove the device from installation, the applicant shall include in the application written instructions to be followed by the general licensee, estimated calendar-quarter annual doses associated with such activity or activities, and bases for such estimates. The submitted information shall demonstrate that performance of such activity or activities by an individual untrained in radiological protection, in addition to other handling, storage, and use of devices under the general license, is unlikely to cause that individual to receive a ~~calendar~~
~~quarter~~ an annual dose in excess of 10 ten percent of the limits specified in the table ~~in~~ 32 Ill. Adm. Code 340.2010~~(a)~~ 340.210(a).
- 4) Each person licensed under subsection (d) to distribute devices to generally licensed persons shall:
- A) Furnish a copy of the general license contained in Section 330.220(b) to each person to whom he ~~directly~~
~~or through an intermediate person transfers~~ radioactive material in a device is either transferred
- C) directly or through an intermediate person for use pursuant to the general license contained in Section 330.220(b);
- B) Furnish a copy of the general license contained in the U.S. Nuclear Regulatory Commission's, Agreement State's, or Licensing State's regulation equivalent to Section 330.220(b), or alternatively, furnish a copy of the general license contained in Section 330.220(b) to each person to whom he directly or through an intermediate person transfers radioactive material in a device for use pursuant to the general license of the U.S. Nuclear Regulatory Commission, the Agreement State, or the Licensing State. If a copy of the general license in Section 330.220(b) is furnished to such a person, it shall be accompanied by a note explaining that the use of the device is regulated by the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State under requirements substantially the same as those in Section 330.220(b);
- C) Report to the Department all transfers of such devices to persons for use under the general license in Section 330.220(b). Such report shall identify each general licensee by name and address, an individual by name and/or position who may constitute a point of contact between the Department and the general licensee, the type and model number of device transferred, and the quantity and type of radioactive material radionuclide and activity contained in the device. If one or more intermediate persons will temporarily possess the device at the intended place of use prior to its possession by the user, the report shall include identification of each intermediate person by name, address, contact and relationship to the intended user. If no transfers have been made to persons generally licensed under Section 330.220(b) during the reporting period, the report shall so indicate. The report shall cover each calendar quarter and shall be filed within 30 days thereafter;
- D) Furnish reports to other agencies as follows:
- i) Report to the U.S. Nuclear Regulatory Commission all transfers of such devices to persons for use

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under the U.S. Nuclear Regulatory Commission general license in ~~Section 31.5~~ of 10 CFR 31.5.

ii) Report to the responsible ~~State~~ agency all transfers of devices manufactured and distributed pursuant to subsection (d) for use under a general license in that ~~State's~~ regulations equivalent to Section 330.220(b).

iii) Such reports shall identify each general licensee by name and address, an individual by name and/or position who may constitute a point of contact between the agency and the general licensee, the type and model of the device transferred and the quantity and type of radioactive material radionuclide and activity contained in the device. If one or more intermediate persons will temporarily possess the device at the intended place of use prior to its possession by the user, the report shall include identification of each intermediate person by name, address, contact and relationship to the intended user. The report shall be submitted within 30 days after the end of each calendar quarter in which such a device is transferred to the generally licensed person.

iv) If no transfers have been made to U.S. Nuclear Regulatory Commission licensees during the reporting period, this information shall be reported to the U.S. Nuclear Regulatory Commission.

v) If no transfers have been made to general licensees within a particular ~~State~~ during the reporting period, this information shall be reported to the responsible ~~State~~ agency upon request of that agency; and

E) Keep records showing the name, address and the point of contact for each general licensee to whom he directly or through an intermediate person transfers radioactive material in devices for use pursuant to the general license provided in Section 330.220(b), or equivalent regulations of the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State.

The records shall show the date of each transfer, the radionuclide and the quantity of radioactivity activity in each device transferred, the identity of any intermediate persons and compliance with the report requirements of subsection ~~(4)~~ above. The records required by this paragraph subsection shall be maintained for a period of five 5 years from the date of the recorded event.

- e) Special Requirements for the Manufacture, Assembly, or Repair of Luminous Safety Devices for Use in Aircraft.
 - 1) An application for a specific license to manufacture, assemble, or repair luminous safety devices containing tritium or promethium-147 for use in aircraft, for distribution to persons generally licensed under Section 330.220(c) will be approved if:
 - A) The applicant satisfies the general requirements specified in Section 330.250; and
 - B) The applicant satisfies the requirements of Sections ~~32-63, 32-54, 32-55, and 32-101~~ of 10 CFR 32.53 - ~~32-55 and 32.101~~, revised as of published January 1, 1990 1993, exclusive of subsequent amendments or editions, or their equivalent. A copy of ~~10 CFR 32-15~~ available for public inspection at the Department of Nuclear Safety.
 - 2) Each person licensed under this subsection shall file an annual report with the Department which shall state the total quantity activity of tritium or promethium-147 transferred to persons generally licensed under Section 330.220(c) or equivalent regulations of the U.S. Nuclear Regulatory Commission or an Agreement State. The report shall identify each general licensee by name and address, state the kinds and numbers of luminous devices transferred, and specify the quantity activity of tritium or promethium-147 in each kind of device. Each report shall cover the year ending June 30 and shall be filed within ~~thirty~~ 430 days thereafter.
- f) Special Requirements for License to Manufacture Calibration Sources Containing Americium-241, Plutonium, or Radium-226 for Distribution to Persons Generally Licensed Under Section 330.220(e). An application for a specific license to manufacture

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calibration and reference sources containing americium-241, plutonium, or radium-226 for distribution to persons generally licensed under Section 330.220(e) will be approved if:

- 1) The applicant satisfies the general requirements of Section 330.250; and

2) The applicant satisfies the requirements of 10 CFR 32.57, ~~10 CFR and 70.39 published January 1, 1993, and certifies that he will satisfy, and subsequently satisfies, the requirements of 10 CFR 32.58, 10 CFR 32.59 and 10 CFR 32.102, revised-as-of published January 1, 1990 1992,~~ exclusive of subsequent amendments or editions.

g) Manufacture and Distribution of Radioactive Material for Certain *In Vitro* Clinical or Laboratory Testing Under General License. An application for a specific license to manufacture or distribute radioactive material for use under the general license of Section 330.220(f), or equivalent regulations of the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State, or the U.S. Nuclear Regulatory Commission, will be approved if:

- 1) The applicant satisfies the general requirements specified in Section 330.250.

2) The radioactive material is to be prepared for distribution in prepackaged units of:

- A) Carbon-14 in units not exceeding ~~10-microcuries~~
~~(\$370 kBq) (10 μ Ci)~~ each.
- B) Cobalt-57 in units not exceeding ~~10-microcuries~~
~~(\$370 kBq) (10 μ Ci)~~ each.
- C) Hydrogen-3 (tritium) in units not exceeding ~~50 microcuries~~
~~(\$1.85 MBq) (50 μ Ci)~~ each.
- D) Iodine-125 in units not exceeding ~~10-microcuries~~
~~(\$370 kBq) (10 μ Ci)~~ each.
- E) Mock Iodine-125 in units not exceeding ~~0-05 microcurie~~
~~(\$1.85 kBq) (50 nCi)~~ of iodine-129 and ~~0-005 microcurie~~
~~(\$1.85 kBq) (5 nCi)~~ of americium-241 each.
- F) Iodine-131 in units not exceeding ~~10-microcuries~~
~~(\$370 kBq) (10 μ Ci)~~ each.

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- 6) Iron-59 in units not exceeding ~~20-microcuries~~
~~(\$740 kBq) (20 μ Ci)~~ each.
- H) Selenium-75 in units not exceeding ~~10-microcuries~~
~~(\$370 kBq) (10 μ Ci)~~ each.

- 3) Each prepackaged unit bears a durable, clearly visible label:
 - A) Identifying the radioactive contents as to chemical form and radionuclide, and indicating that the amount of radioactivity does not exceed ~~10-microcuries~~
~~(\$370 kBq) (10 μ Ci)~~ of iodine-125, iodine-131, carbon-14, cobalt-57, or selenium-75; ~~50-microcuries~~
~~(\$1.85 MBq) (50 μ Ci)~~ of hydrogen-3 (tritium); ~~20-microcuries~~
~~(\$740 kBq) (20 μ Ci)~~ of iron-59; or mock iodine-125 in units not exceeding ~~0-05-microcurie~~
~~(\$1.85 kBq) (50 nCi)~~ of iodine-129 and ~~0-005-microcurie~~
~~(\$1.85 kBq) (5 nCi)~~ of americium-241 each; and
 - B) Displaying the radiation caution symbol described in 32 T11. Adm. Code 340.2030(a)~~(a)~~ ~~340.910(a)~~ and the words, "CAUTION - RADIOACTIVE MATERIAL", and "Not for Internal or External Use in Humans or Animals".
- 4) One of the following statements, as appropriate, or a statement which contains the information called for in one of the following statements, appears on a label affixed to each prepackaged unit or appears in a leaflet or brochure which accompanies the package:
 - A) This radioactive material may be received, acquired, possessed and used only by physicians, veterinarians, clinical laboratories, or hospitals and only for *in vitro* clinical or laboratory tests not involving internal or external administration of the material or the radiation therefrom, to human beings or animals. Its receipt, acquisition, possession, use and transfer are subject to the regulations and a general license of the U.S. Nuclear Regulatory Commission or of a State with which the Commission has entered into an agreement for the exercise of regulatory authority.

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- B) This radioactive material may be received, acquired, possessed and used only by physicians, veterinarians, clinical laboratories, or hospitals and only for *in vitro* clinical or laboratory tests not involving internal or external administration of the material, or the radiation therefrom, to human beings or animals. Its receipt, acquisition, possession, use and transfer are subject to the regulations and a general license of a Licensing State.

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- 5) The label affixed to the unit, or the leaflet or brochure which accompanies the package, contains information about the precautions to be followed in handling and storing such radioactive material. In the case of the mock iodine-125 reference or calibration source, the manufacturer shall state in the directions that this item shall be disposed of in compliance with 32 Ill. Adm. Code 340.3010 340.1010(a).
- h) Licensing the Manufacture and Distribution of Ice Detection Devices. An application for a specific license to manufacture and distribute ice detection devices to persons generally licensed under Section 330.220(g) will be approved if:
- 1) The applicant satisfies the general requirements of Section 330.250; and
 - 2) The criteria of Section 32-61, 32-62, and 32-103 of 10 CFR 32.61, 32.62 and 32.103 as in effect published January 1, 1990 1993, exclusive of subsequent amendments or editions, are met.
- AGENCY NOTE:** A copy of 10 CFR 32 is available for public inspection at the Department.
- 1) Manufacture and Distribution of Radiopharmaceuticals Containing Radioactive Material for Medical Use Under Specific Licenses. An application for a specific license to manufacture and distribute radiopharmaceuticals containing radioactive material for use by persons licensed pursuant to Section 330.260(a) for the uses listed described in 32 Ill. Adm. Code 335.3010, 335.4010, or 335.5010 will be approved if:
- j) Manufacture and Distribution of Generators or Reagent Kits for Preparation of Radiopharmaceuticals Containing Radioactive Material.
- 1) The applicant satisfies the general requirements specified in Section 330.250;
- 2) The applicant submits information showing that:
- A) The radiopharmaceutical containing radioactive material will be manufactured, labeled, and packaged in accordance with the Federal Food, Drug, and Cosmetic Act or the Public Health Service Act, such as a New Drug Application (NDA) approved by the Food and Drug Administration (FDA), or an "Investigational New Drug Application" (IND) that has been accepted by the FDA; or
- B) The manufacture and distribution of the radiopharmaceutical containing radioactive material is not subject to the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act;
- C) The applicant submits information on the radionuclide, chemical and physical form, packaging including maximum activity per package, and shielding provided by the packaging of the radioactive material which is appropriate for safe handling and storage of radiopharmaceuticals by specific licensees; and
- D) The label affixed to each package of the radiopharmaceutical contains information on the radionuclide, quantity, and date of activity and activity assay date and the label affixed to each package, or the leaflet or brochure which accompanies each package, contains a statement that the radiopharmaceutical is licensed by the Department for distribution to persons licensed pursuant to Section 330.260(a) for radioactive material specified in 32 Ill. Adm. Code 335.3010, 335.4010, or 335.5010, as appropriate, or under equivalent licenses of the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State. The labels, leaflets, or brochures required by this subsection are in addition to the labeling required by the U.S. Food and Drug Administration (FDA) and may be separate from or with the approval of FDA, may be combined with the labeling required by FDA.

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AGENCY NOTE: Although the Department does not regulate the manufacture and distribution of reagent kits that do not contain radioactive material, it does regulate the use of such reagent kits for the preparation of radiopharmaceuticals containing radioactive material as part of its licensing and regulation of the users of radioactive material. Any manufacturer of reagent kits that do not contain radioactive material who desires to have such reagent kits approved by the Department for use by persons licensed pursuant to Section 330.260(a) for generators or reagent kits specified in 32 Ill. Adm. Code 335.4010 may submit the pertinent information specified in this subsection.

An application for a specific license to manufacture and distribute generators or reagent kits containing radioactive material for preparation of radiopharmaceuticals by persons licensed pursuant to Section 330.260(a) for the uses specified in 32 Ill. Adm. Code 335.4010 will be approved if:

- 1) The applicant satisfies the general requirements specified in Section 330.250;
- 2) The applicant submits evidence that:
 - A) The generator or reagent kit is to be manufactured, labeled, and packaged in accordance with the Federal Food, Drug, and Cosmetic Act or the Public Health Service Act, such as a New Drug Application (NDA) approved by the Food and Drug Administration (FDA), or an "Investigational New Drug Application" (IND) that has been accepted by the FDA; or
 - B) The manufacture and distribution of the generator or reagent kit are not subject to the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act;
- 3) The applicant submits information on the radionuclide, chemical and physical form, packaging including maximum activity per package, and shielding provided by the packaging of the radioactive material contained in the generator or reagent kit;
- 4) The label affixed to the generator or reagent kit contains information on the radionuclide, quantity and date of activity and assay date; and
- 5) The label affixed to the generator or reagent kit, or the

leaflet or brochure which accompanies the generator or reagent kit, contains:

- A) Adequate information, from a radiation safety standpoint, on the procedures to be followed and the equipment and shielding to be used in eluting the generator or processing radioactive material with the reagent kit, and
- B) A statement that this the generator or reagent kit, as appropriate, is approved for use by persons licensed by the Department pursuant to Section 330.260(a) and 32 Ill. Adm. Code 335.4010 or under equivalent licenses of the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State. The labels, leaflets, or brochures required by this subsection are in addition to the labeling required by the U.S. Food and Drug Administration (FDA) and they may be separate from or, with the approval of FDA, may be combined with the labeling required by FDA.
- k) Manufacture and Distribution of Sources or Devices Containing Radioactive Material for Medical Use. An application for a specific license to manufacture and distribute sources and devices containing radioactive material to persons licensed pursuant to Section 330.260(a) for use as a calibration or reference source or for the uses listed in 32 Ill. Adm. Code 335.7010 will be approved if:
 - 1) The applicant satisfies the general requirements in Section 330.250;
 - 2) The applicant submits sufficient information regarding each type of source or device pertinent to an evaluation of its radiation safety, including:
 - A) The radioactive material contained, its chemical and physical form, and amount activity;
 - B) Details of design and construction of the source or device;
 - C) Procedures for, and results of, prototype tests to demonstrate that the source or device will maintain its integrity under stresses likely to be encountered in normal use and accidents;

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- D) For devices containing radioactive material, the radiation profile of a prototype device;
- E) Details of quality control procedures to assure that production sources and devices meet the standards of the design and prototype tests;
- F) Procedures and standards for calibrating sources and devices;
- G) Legend and methods for labeling sources and devices as to their radioactive content; and
- H) Instructions for handling and storing the sources or devices from the radiation safety standpoint. These instructions ~~are to~~ shall be included on a durable label attached to the each source or device or attached to a permanent storage container for the source or device; provided, that instructions which are too lengthy for such label may be summarized on the label and printed in detail on a brochure which is referenced on the label;
- I) The label affixed to the source or device, or to the permanent storage container for the source or device, contains information on the radionuclide, quantity, and date of activity and assay date and a statement that the source or device is licensed by the Department for distribution to persons licensed pursuant to Section 330.260(a) and 32 Ill. Adm. Code 335.7010 or under equivalent licenses of the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State, provided, that such labeling for sources which do not require long-term storage may be on a leaflet or brochure which accompanies the source;
- J) In the event the applicant desires that the source or device be required to be tested for leakage of or contamination by radioactive material at intervals longer than 6 months, he shall include in his application sufficient information to demonstrate that such longer interval is justified by performance characteristics of the source or device or similar sources or devices and by design features that have a significant bearing on the probability or consequences of radioactive contamination or leakage of radioactive material from the source; and

- 5) In determining the acceptable interval for tests of leakage of or contamination by radioactive material, the Department will consider information that includes, but is not limited to:
- A) Primary containment or source capsule;
- B) Protection of primary containment;
- C) Method of sealing containment;
- D) Containment construction materials;
- E) Form of contained radioactive material;
- F) Maximum temperature withstood during prototype tests;
- G) Maximum pressure withstood during prototype tests;
- H) Maximum quantity activity of contained radioactive material;
- I) Radiotoxicity of contained radioactive material; and
- J) Operating experience with identical sources or devices or similarly designed and constructed sources or devices.
- 1) Requirements for License to Manufacture and Distribute Industrial Products Containing Depleted Uranium for Mass-Volume Applications. An application for a specific license to manufacture industrial products and devices containing depleted uranium for use pursuant to Section 330.210(d) or equivalent regulations of the U.S. Nuclear Regulatory Commission or an Agreement State will be approved if:
- 1) The applicant satisfies the general requirements specified in Section 330.250.
- 2) The applicant submits sufficient information relating to the design (including blueprints), manufacture (construction materials and methods), prototype testing (description of testing that will be done and the acceptance criteria), quality control procedures, labeling or marking, proposed uses and potential hazards of the industrial product or device to assure that possession, use, or transfer of the

- depleted uranium in the product or device will not cause any individual to receive in any period of 1 calendar quarter year a radiation dose in excess of 10 ten percent of the limits specified in 32 Ill. Adm. Code 340.1010(a) 340.210(a).
- 3) The applicant submits information assuring that the presence of depleted uranium for a mass-volume application in the product or device will provide a unique benefits to the public, i.e., a benefit which could not be achieved but for the use of depleted uranium. The applicant's methods for use and handling of the product or device will not result in uncontrolled disposal or dispersal of depleted uranium into the environment.
- 4) The Department will deny any application for a specific license under this subsection if the end use(s) of the industrial product or device cannot be reasonably foreseen.
- 5) Each person licensed pursuant to subsection (1) above shall:

- A) Maintain the level of quality control required by the license in the manufacture of the industrial product or device, and in the installation of the depleted uranium into the product or device;
- B) Label or mark each unit to:

- i) Identify the manufacturer of the product or device and the number of the license under which the product or device was manufactured, the fact that the product or device contains depleted uranium and the quantity activity of depleted uranium in each product or device; and
- ii) State that the receipt, possession, use and transfer of the product or device are subject to a general license or the equivalent and the regulations of the U.S. Nuclear Regulatory Commission or an Agreement State;
- C) Assure that the depleted uranium before being installed in each product or device has been impressed with the following legend clearly legible through any plating or other covering: "Depleted Uranium";

- D) Furnish:
- i) A copy of the general license contained in the Section 330.210(d) and a copy of the form, "Registration Certificate - Use of Depleted Uranium Under General License", to each person to whom he transfers depleted uranium in a product or device for use pursuant to the general license contained in the U.S. Nuclear Regulatory Commission's or Agreement State's regulation equivalent to Section 330.210(d) and a copy of the U.S. Nuclear Regulatory Commission's or Agreement State's certificate, or alternatively, furnish a copy of the general license contained in Section 330.210(d) and a copy of the form, "Registration Certificate - Use of Depleted Uranium Under General License", to each person to whom he transfers depleted uranium in a product or device for use pursuant to the general license of the U.S. Nuclear Regulatory Commission or an Agreement State with a note explaining that use of the product or device is regulated by the U.S. Nuclear Regulatory Commission or an Agreement State under requirements substantially the same as those in Section 330.210(d);
 - ii) Report to the Department all transfers of industrial products or devices to persons for use under the general license in Section 330.210(d). Such report shall identify each general licensee by name and address, an individual by name and/or position who may constitute a point of contact between the Department and the general licensee, the type and model number of device transferred and the quantity activity of depleted uranium contained in the product or device. The report shall be submitted within ~~thirty~~ 30+ days after the end of each calendar quarter in which such a product or device is transferred to the generally licensed person. If no transfers have been made to persons generally licensed under Section 330.210(d) during the reporting period, the report shall so indicate;

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- F) File a report which identifies each general licensee by name and address, an individual by name and/or position who constitutes a point of contact between the agency and the general licensee, the type and model number of the device transferred and the quantity activity of depleted uranium contained in the product or device. The report shall be submitted within thirty (30) days after the end of each calendar quarter in which such product or device is transferred to the generally licensed person. The licensee shall report:
- i) To the U.S. Nuclear Regulatory Commission all transfers of industrial products or devices to persons for use under the U.S. Nuclear Regulatory Commission general license in Section 40.25 of 10 CFR 40.25;
 - ii) To the responsible State agency all transfers of devices manufactured and distributed pursuant to subsection (1) for use under a general license in that State's regulations equivalent to Section 330.210(d);
 - iii) To the U.S. Nuclear Regulatory Commission if no transfers have been made by the licensee during the reporting period;
 - iv) To the responsible Agreement State Agency upon the request of that Agency if no transfers have been made to general licensees within a particular Agreement State during the reporting period; and
- G) Keep records showing the name, address and point of contact for each general licensee to whom he transfers depleted uranium in industrial products or devices for use pursuant to the general license provided in Section 330.210(d) or equivalent regulations of the U.S. Nuclear Regulatory Commission or an Agreement State. The records shall be maintained for a period of 2 years and shall show the date of each transfer, the quantity activity of depleted uranium in each product or device transferred and compliance with the report requirements of this Section.

- m) Special Requirements for License to Manufacture, Import, or Initially Distribute Sealed Sources or Devices Containing Sealed Sources to Persons having a Specific License.
- 1) An application for license to manufacture, import, or initially distribute sealed sources or devices containing sealed sources for initial transfer to persons having a specific license to receive such sealed sources or devices will be approved subject to the following conditions:
 - A) The applicant satisfies the general requirements specified in Section 330.250;
 - B) The licensee subject to this subsection (m) shall not transfer a sealed source or device containing a sealed source to any person except in accordance with the requirements of Section 330.400.
 - 2) Any manufacturer, importer, or initial distributor of a sealed source or device containing a sealed source whose product is intended for use under a specific license may submit a request to the Department for evaluation of radiation safety information about its product and for filing an evaluation sheet in the U.S. Department of Health and Human Services "Radioactive Material Reference Manual" or in the U.S. Nuclear Regulatory Commission "Registry of Radioactive Sealed Sources and Devices".
 - A) A request for evaluation of a sealed source or device containing a sealed source must be submitted in duplicate and shall include information required by subsections (m)-(2)(B) or (C) below, as applicable, demonstrating that the radiation safety properties of such source or device will not endanger public health and safety or property.
 - B) A request for evaluation of a sealed source must shall include the following radiation safety information:
 - i) Proposed uses for the sealed source;
 - ii) Chemical and physical form and maximum quantity of radioactive material in the sealed source;
 - iii) Details of design of the sealed source, radiation and its shielding including

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blueprints, engineering drawings, or annotated drawings;

iv) Details of construction of the sealed source including a description of materials used in construction;

v) Radiation profile of a prototype sealed source;

vi) Procedures for and results of prototype testing;

vii) Details of quality control procedures to be followed in manufacture;

viii) A description or facsimile of labeling to be affixed to the sealed source;

ix) Leak testing procedures; and

x) Any additional information, including experimental studies and tests, required by the Department to facilitate a determination of the safety of the sealed source, as required by Section 330.250.

c) A request for evaluation of a device containing a sealed source ~~must~~ shall include the following radiation safety information:

i) Proposed uses for the device;

ii) Manufacturer, model number, chemical and physical form and maximum quantity of radioactivity in the sealed source or sources to be used in the device;

iii) Details of design of the sealed source, including blueprints, engineering drawings, or annotated drawings;

iv) Details of construction of the sealed source including a description of materials used in construction;

v) Radiation profile of a prototype device;

- vi) Procedures for and results of prototype testing;
 - vii) Details of quality control procedures to be followed in manufacture;
 - viii) A description or facsimile of labeling to be affixed to the device;
 - ix) Leak testing procedures;
 - x) A description of potential hazards in installation, service, maintenance, handling, use and operation of the device;
 - xi) Information about installation, service and maintenance procedures;
 - xii) Handling, operating and safety instructions; and
 - xiii) Any additional information, including experimental studies and tests, required by the Department to facilitate a determination of the safety of the device as required by Section 330.250.
- D) When evaluating a sealed source or device, the Department will apply the radiation safety criteria described in ~~subsection 32-210(e)~~ of 10 CFR 32.210(d), revised as of published January 1, 1990 1993, exclusive of subsequent amendments or editions. A copy of 10 CFR 32 is available for public inspection at the Department.
- E) The person submitting a request for evaluation of a product shall manufacture and distribute the product in accordance with:
- i) The statements and representations, including the quality control program, described in the request; and
 - ii) The provisions of the evaluation sheet prepared by the Department and submitted to the U.S. Department of Health and Human Services, for filing in the "Radioactive Material Reference Manual" or in the U.S. Nuclear Regulatory

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Commission, for filing in the "Registry of Radioactive Sealed Sources and Devices".

n) Manufacture and Distribution of Radioactive Material for Medical Use Under General License. A specific license authorizing the distribution of radioactive material for diagnostic medical use by a physician under a general license shall be issued only if the applicant for the specific license satisfies the requirements of Section 330.250 and:

- 1) The applicant submits evidence that the radioactive material is to be manufactured, labeled, and packaged in accordance with a new drug application which an approval by the Commissioner of Food and Drugs, U.S. Food and Drug Administration, has approved; or in accordance with a license an approval for a biological product issued by the Secretary, U.S. Department of Health and Human Services; and
- 2) One of the following statements, as appropriate, or a statement which contains the information called for in one of the following statements, appears on the label affixed to the container or appears in the leaflet or brochure which accompanies the package:
 - A) This radioactive drug radiopharmaceutical may be received, possessed, and used only by physicians licensed to dispense drugs in the practice of medicine. Its receipt, possession, use, and transfer are subject to the regulations and a general license or its equivalent of the U.S. Nuclear Regulatory Commission, or of a state with which the Commission has entered into an agreement for the exercise of regulatory authority.

B) This radioactive drug radiopharmaceutical may be received, possessed, and used only by physicians licensed to dispense drugs in the practice of medicine. Its receipt, possession, use, and transfer are subject to the regulations and a general license or its equivalent of a Licensing State.

Name of Manufacturer

This radioactive drug radiopharmaceutical may be received, possessed, and used only by physicians licensed to dispense drugs in the practice of medicine. Its receipt, possession, use, and transfer are subject to the regulations and a general license or its equivalent of a Licensing State.

Name of Manufacturer

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(Source: Amended at — Ill. Reg. —, effective —)

Section 330.300 Issuance of Specific Licenses

a) Upon a determination that an application meets the requirements of the Act and the regulations of the Department, the Department will issue a specific license authorizing the proposed activity in such form and containing such conditions and limitations as it deems appropriate or necessary.

- b) The Department may incorporate in any license at the time of issuance, or thereafter by appropriate rule, regulation, or order, such additional requirements and conditions with respect to the licensee's receipt, possession, use and transfer of radioactive material subject to this Part as it deems appropriate or necessary in order to:
 - 1) Minimize danger to public health and safety or property;
 - 2) Require such reports and the keeping of such records, and to provide for such inspections of activities under the license as may be appropriate or necessary; and
 - 3) Prevent loss or theft of material subject to this Part.

(Source: Amended at — Ill. Reg. —, effective —)

Section 330.310 Specific Terms and Conditions of License

a) Each license issued pursuant to this Part shall be subject to all applicable provisions of the Radiation Protection Act of 1990 (The Act) [Ill. Rev. Stat. 1990—Supp. 1991, ch. 111½, par. 210-1 et seq.] [420 ILCS 40], now or hereafter in effect, and to all applicable rules, regulations, and orders of the Department.

b) No license issued or granted under this Part and no right to possess or utilize radioactive material granted by any license issued pursuant to this Part shall be transferred, assigned, or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control of any license to any person unless the Department shall, after securing full information, find that the transfer is in accordance with the provisions of the Act, and shall give its consent in writing.

- c) Each person licensed by the Department pursuant to this Part shall

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confine use and possession of the material licensed to the locations and purposes authorized in the license.

d) Each licensee shall notify the Department in writing prior to commencing activities to reclaim the licensed facility.

e) Notification of Bankruptcy-

- 1) Each licensee shall notify the Department, in writing, immediately following the filing of a voluntary or involuntary petition for bankruptcy under any Chapter of Title 11 (Bankruptcy) of the United States Code by or against;

A) The licensee;

B) An entity (as that term is defined in 11 U.S.C. 101(14)) controlling the licensee or listing the license or licensee as property of the estate; or

C) An affiliate (as that term is defined in 11 U.S.C. 101(2)) of the licensee.

2) This notification ~~must~~ shall indicate:

A) The bankruptcy court in which the petition for bankruptcy was filed; and

B) The date of the filing of the petition.

(Source: Amended at ___ Ill. Reg. ___, effective ___)

Section 330.320 Expiration and Termination of Licenses

a) Except as provided in Section 330.330(b), the authority to engage in licensed activities as specified in the specific license shall expire at the end of the specified day in the month and year stated therein. Any expiration date on a specific license applies only to the authority to engage in licensed activities. Expiration of a specific license shall not relieve the licensee of responsibility for decommissioning ~~its~~ its facility and terminating the specific license.

b) Each licensee shall notify the Department immediately, in writing, and request termination of the license when the licensee decides to terminate all activities involving radioactive materials

authorized under the license. This notification and request for termination shall include the documents required by subsection (d) below and shall otherwise substantiate that the licensee has met all of the requirements in subsection (d) below.

- c) No less than 30 days before the expiration date specified in the license, the licensee shall either:
 - 1) ~~§~~Submit an application for license renewal under Section 330.330; or
 - 2) ~~#~~Notify the Department, in writing, if the licensee decides not to renew the license. The licensee requesting termination of a license shall comply with the requirements of subsection (d) below.
- d) Termination of Licenses-
 - 1) If a licensee does not submit an application for license renewal under Section 330.330, the licensee shall, on or before the expiration date specified in the license:
 - A) ~~#~~Terminate use of radioactive material;
 - B) ~~#~~Remove radioactive contamination to the level outlined in 32 Ill. Adm. Code 340.Appendix G A, to the extent practicable;
 - C) ~~#~~Properly dispose of radioactive material;
 - D) ~~§~~Submit a completed Department Form KLM.007; and
 - E) ~~§~~Submit a radiation survey report to confirm the absence of radioactive materials or to establish the levels of residual radioactive contamination, unless the licensee demonstrates the absence of residual radioactive contamination in some other manner. The radiation survey report shall specify the instrument used and certify that each instrument was properly calibrated and tested. The licensee shall, as applicable, report levels or quantities of:
 - i) report levels of radiation in units of microroads per hour of beta-and-gamma-radiation-at-1-centimeter-and-gamma-radiation-at-1-meter-from-surface-faces-and-report-levels-of-radioactivity-in

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units of transformations per minute (or microcuries) per 100 square centimeters removable and fixed on surfaces; microcuries per milliliter in water, and picocuries per gram in contaminated solids such as soils, or concrete; and Beta and gamma radiation at 1 centimeter from surfaces in units, multiples, or subunits of sieverts or rem per hour.

Specify the instrumentation used and certify that each instrument was properly calibrated and tested. Gamma radiation at 1 meter from surfaces in units, multiples, or subunits of sieverts or rem per hour;

Removable radioactivity on surfaces in units, multiples, or subunits of becquerels or curies per 100 square centimeters of surface area, or in disintegrations (transformations) per minute per 100 square centimeters of surface area;

Fixed radioactivity on surfaces in units, multiples, or subunits of becquerels or curies per 100 square centimeters of surface areas or in disintegrations (transformations) per minute per 100 square centimeters of surface area;

Radioactivity in contaminated liquids such as water, oils, or solvents in units, multiples, or subunits of becquerels or curies per milliliter of volume; and

vii) Radioactivity in contaminated solids such as soils or concrete in units, multiples, or subunits of becquerels or curies per gram of solid.

- 2) If no residual radioactive contamination attributable to activities conducted under the license is detected, the licensee shall submit a certification that no detectable radioactive contamination was found. The Department will notify the licensee, in writing, of the termination of the license.

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- 3) If detectable levels or residual radioactive contamination attributable to activities conducted under the license are found:
 - A) The license continues in effect beyond the expiration date, if necessary, with respect to possession of residual radioactive material present as contamination until the Department notifies the licensee in writing that the license is terminated. During this time the licensee is subject to the provisions of subsection (e) below.
 - B) In addition to the information submitted under subsections (d)(1)(D) and (1)(E) above, the licensee shall submit a plan for decontamination, if required, as regards residual radioactive contamination remaining at the time the license expires.
- e) Each licensee who possesses residual radioactive material under subsection (d)(3) above, following the expiration date specified in the license, shall:
 - 1) Limit actions involving radioactive material to those related to decontamination and other activities related to preparation for release for unrestricted use; and
 - 2) Continue to control entry to restricted areas until they are suitable for release for unrestricted use and the Department notifies the licensee in writing that the license is terminated.

- (Source: Amended at — Ill. Reg. —, effective —)
- Section 330.400 Transfer of Material
- a) No licensee shall transfer radioactive material except as authorized pursuant to this Section.
 - b) Except as otherwise provided in his license and subject to the provisions of subsections (c) and (d) below, any licensee may transfer radioactive material:
- 1) To the Department if prior approval has been granted by the Department;

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- 2) To the U.S. Department of Energy;
 - 3) To any person exempt from the regulations in this Part to the extent permitted under such exemption;
 - 4) To any person authorized to receive such material under terms of a general license or its equivalent, or a specific license or equivalent licensing document, issued by the Department, the U.S. Nuclear Regulatory Commission, an Agreement State, or any a Licensing State, or to any person otherwise authorized to receive such material by the Federal Government or any agency thereof, the Department, an Agreement State, or a Licensing State; or
 - 5) As otherwise authorized by the Department in writing.
- c) Before transferring radioactive material to a specific licensee of the Department, or to a general licensee who is required to register with the Department, the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State prior to receipt of the radioactive material, the licensee transferring the material shall verify that the transferee's license authorizes the receipt of the type radionuclide, form, and quantity activity of radioactive material to be transferred.
- d) Any of the following methods for the verification required by subsection (c) above is are acceptable:
- 1) The transferor may possess a current copy of the transferee's specific license or registration certificate authorizing the transferee to receive the type radionuclide, form and quantity activity of radioactive material to be transferred;
 - 2) The transferor may possess a written certification by the transferee that the transferee is authorized by license or registration certificate to receive the type radionuclide, form and quantity activity of radioactive material to be transferred, specifying the license or registration certificate number, issuing agency and expiration date;
 - 3) For emergency shipments, the transferor may accept oral

- certification by the transferee that the transferee is authorized by license or registration certificate to receive the type radionuclide, form and quantity activity of radioactive material to be transferred, specifying the license or registration certificate number, issuing agency and expiration date; provided, that the oral certification is confirmed in writing within 10 days;
- 4) The transferor may obtain other information compiled by a reporting service from official records of the Department, the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State regarding the identity of licensees and the scope and expiration dates of licenses and registration; or
 - 5) When none of the methods of verification described in subsections (d)(1) through (4) above are readily available or when a transferor desires to verify that information received by one of such methods is correct or up-to-date, the transferor may obtain and record confirmation from the Department, the U.S. Nuclear Regulatory Commission, an Agreement State, or a Licensing State that the transferee is licensed to receive the radioactive material.
- e) Shipment and transport of radioactive material shall be in accordance with the provisions of 32 Ill. Adm. Code 341.
- (Source: Amended at — Ill. Reg. —, effective _____)

Section 330.900 Reciprocal Recognition of Licenses

- a) Licenses of Byproduct, Source, and Special Nuclear Material in quantities Not Sufficient to Form a Critical Mass:
 - 1) Subject to this Part, any person who holds a specific license from the U.S. Nuclear Regulatory Commission or an Agreement State, and issued by the agency having jurisdiction where the licensee maintains an office for directing the licensed activity and at which radiation safety records are normally maintained, is hereby granted a general license to conduct the activities authorized in such licensing document within this State for a period not in excess of 180 days in any 12-month period, provided that:
 - A) A current copy of the licensing document is on file with the Department and the activities authorized by

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such document are not limited to specified installations or locations;

- B) The out-of-state licensee notifies the Department by telephone, telefacsimile, telegraph, or letter prior to engaging in such activities. Such notification shall indicate the location, period, and type of proposed possession and use within the State. If initial notification was by telephone, telefacsimile, or telegraph, the out-of-state licensee shall submit to the Department within ten (10) days following such telephone notification a telegram or letter which contains the above information. Upon receipt from the out-of-state licensee of a written request which contains a schedule of activities to be conducted within Illinois, the Department will waive the requirement for additional notifications during the remainder of the calendar year following the receipt of the initial notification from a person engaging in activities under the general license provided in subsection (a)(1);

- C) The out-of-state licensee complies with 32 Ill. Adm. Code: Chapter II and with all the terms and conditions of the licensing document, except any such terms and conditions which may be inconsistent with 32 Ill. Adm. Code: Chapter II;

- D) The out-of-state licensee supplies such other information as the Department may request; and

- E) The out-of-state licensee shall not transfer or dispose of radioactive material possessed or used under the general license provided in subsection (a)(1) above except by transfer to a person:

- i) Specifically licensed by the Department or by the U.S. Nuclear Regulatory Commission to receive such material, or

- ii) Exempt from the requirements for a license for such material under Section 330.40(a).

- 2) Notwithstanding the provisions of subsection (a)(1) above, any person who holds a specific license issued by the U.S. Nuclear Regulatory Commission or an Agreement State

authorizing the holder to manufacture, transfer, install, or service a device described in Section 330.220(b)(1) within areas subject to the jurisdiction of the licensing body is hereby granted a general license to install, transfer, demonstrate, or service such a device in this State provided that:

- A) Such person shall file a report with the Department within thirty (30) days after the end of each calendar quarter in which any device is transferred to or installed in this State. Each such report shall identify each general licensee to whom such device is transferred by name and address, the type of device transferred, and the quantity and type radionuclide and activity of radioactive material contained in the device;
- B) The device has been manufactured, labeled, installed and serviced in accordance with applicable provisions of the specific license issued to such person by the U.S. Nuclear Regulatory Commission or an Agreement State;
- C) Such person shall assure that any labels required to be affixed to the device under regulations of the authority which licensed manufacture of the device bear a statement that "Removal of this label is prohibited"; and
- D) The holder of the specific license shall furnish to each general licensee to whom he transfers such device or on whose premises he installs such a device a copy of the general license contained in Section 330.220(b) or in equivalent regulations of the agency having jurisdiction over the manufacture and distribution of the device.
- 3) The Department may withdraw, limit, or qualify its acceptance of any specific license or equivalent licensing document issued by a licensing state the U.S. Nuclear Regulatory Commission or an Agreement State, or any product distributed pursuant to such licensing document, if the Department determines that had the individual been licensed in Illinois by the Department, the license would have been subject to action under Section 330.500 or 32 Ill. Adm. Code 310.90.

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- b) Licenses of Naturally Occurring and Accelerator-Produced Radioactive Material-
- 1) Subject to this part, any person who holds a specific license or equivalent authorization from a Licensing State, and issued by the agency having jurisdiction where the licensee maintains an office for directing the licensed activity and at which radiation safety records are normally maintained, is hereby granted a general license to conduct the activities authorized in such licensing document or equivalent authorization within this State for a period not in excess of 180 days in any 12-month period, provided that:
 - A) A current copy of the licensing document or equivalent authorization is on file with the Department and the activities authorized by such document are not limited to specified installations or locations;
 - B) The out-of-state licensee notifies the Department by telephone, telefacsimile, telegraph, or letter prior to engaging in such activities. Such notification shall indicate the location, period, and type of proposed possession and use within the State. If initial notification was by telephone, telefacsimile, or telegraph, the out-of-state licensee shall submit to the Department within ten (10) days following such telephone notification a telegram or letter which contains the above information, upon receipt of which out-of-state licensee of a written request which contains a schedule of activities to be conducted within Illinois, the Department will waive the requirement for additional notifications during the remainder of the calendar year following the receipt of the initial notification from a person engaging in activities under the general license provided in subsection (a)(1);
- C) The out-of-state licensee complies with 32 Ill. Adm. Code: Chapter II and with all the terms and conditions of the licensing document or equivalent authorization, except any such terms and conditions which may be inconsistent with 32 Ill. Adm. Code: Chapter II;
- D) The out-of-state licensee supplies any other information necessary to show compliance with 32 Ill. Adm. Code: Chapter II; and

- E) The out-of-state licensee shall not transfer or dispose of radioactive material possessed or used under the general license provided in subsection (b)(1) above except by transfer to a person:
 - i) Specifically licensed by the Department or by another Licensing State to receive such material, or
 - ii) Exempt from the requirements for a license for such material under Section 330.40.
- 2) Notwithstanding the provisions of subsection (b)(1) above, any person who holds a specific license or equivalent authorization issued by a Licensing State authorizing the holder to manufacture, transfer, install, or service a device described in Section 330.220(b)(1) within areas subject to the jurisdiction of the licensing body is hereby granted a general license to install, transfer, demonstrate, or service such a device in this State provided that:
- A) Such person shall file a report with the Department within thirty (30) days after the end of each calendar quarter in which any device is transferred to or installed in this State. Each such report shall identify each general licensee to whom such device is transferred by name and address, the type of device transferred and the quantity and type radiouclide and activity of radioactive material contained in the device;
 - B) The device has been manufactured, labeled, installed and serviced in accordance with applicable provisions of the specific license or equivalent authorization issued to such person by a Licensing State;
 - C) Such person shall assure that any labels required to be affixed to the device under regulations of the authority which that licensed or otherwise authorized manufacture of the device bear a statement that "Removal of this label is prohibited"; and
 - D) The holder of the specific license or equivalent authorization shall furnish to each general licensee to whom he transfers such device or on whose premises he installs such a device a copy of the general

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- license contained in Section 330.220(b) or in equivalent regulations of the agency having jurisdiction over the manufacture and distribution of the device.
- 3) The Department may withdraw, limit, or qualify its acceptance of any specific license or equivalent document issued by a Licensing State, or any product distributed pursuant to such license or equivalent document, if the Department determines that had the out-of-state licensee been licensed by Illinois, the licensee's license would have been subject to action under Section 330.500 or 32 Ill. Adm. Code 310.90.

(Source: Amended at ___ Ill. Reg. ___, effective ____)

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Section 330 APPENDIX Appendix A EXEMPT CONCENTRATIONS Exempt Concentrations

Element (atomic number)	Isotope	Column I		Column II Liquid and Solid Concentration Bq/ml μCi/ml
		Gas Concentration 1 Bq/ml μCi/ml	Gas Concentration 2 Bq/ml μCi/ml	
Antimony (51)	Sb-122			<u>1.11x10⁻⁴</u>
	Sb-124			<u>7.40x10⁻⁴</u>
	Sb-125			<u>3.70x10⁻³</u>
Argon (18)	Ar-37	<u>3.70x10⁻¹</u>	<u>1x10⁻³</u>	
	Ar-41	<u>1.48x10⁻²</u>	<u>4x10⁻⁷</u>	
Arsenic (33)	As-73			<u>1.85x10⁻²</u>
	As-74			<u>1.85x10⁻¹</u>
	As-76			<u>7.40x10⁻²</u>
	As-77			<u>2.96x10⁻¹</u>
Barium (56)	Ba-131			<u>7.40x10⁻¹</u>
	Ba-140			<u>1.11x10⁻⁴</u>
Beryllium (4)	Be-7			<u>7.40x10⁻²</u>
Bismuth (83)	Bi-206			<u>1.48x10⁻¹</u>
Bromine (35)	Br-82	<u>1.48x10⁻²</u>	<u>4x10⁻⁷</u>	<u>1.11x10⁻²</u>
Cadmium (48)	Cd-109			<u>7.40x10⁻¹</u>
	Cd-115m			<u>1.11x10⁻⁴</u>
	Cd-115			<u>1.11x10⁻¹</u>
Calcium (20)	Ca-45			<u>3.33x10⁻⁵</u>
	Ca-47			<u>1.85x10⁻¹</u>
Carbon (6)	C-14	<u>3.70x10⁻²</u>	<u>1x10⁻⁶</u>	<u>2.96x10⁻²</u>
Cerium (58)	Ce-141			<u>3.33x10⁻¹</u>
	Ce-143			<u>1.48x10⁻¹</u>
	Ce-144			<u>3.70x10⁻²</u>
Cesium (55)	Cs-131			<u>7.40x10⁻²</u>
	Cs-133m			<u>2.22x10⁻²</u>
	Cs-134			<u>3.33x10⁻⁵</u>

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Element (atomic number)	Isotope	Gas Concentration 1 Bg/ml $\mu\text{Ci}/\text{ml}$	Gas Concentration 2 Bg/ml $\mu\text{Ci}/\text{ml}$	Column I	Column II
Chlorine (17)	Cl-38	<u>3.33x10⁻²</u>	<u>9x10⁻⁷</u>	<u>1.48x10²</u>	<u>4x10⁻³</u>
Chromium (24)	Cr-51			<u>7.40x10²</u>	<u>2x10⁻²</u>
Cobalt (27)	Co-57			<u>1.85x10²</u>	<u>5x10⁻³</u>
	Co-58			<u>3.70x10¹</u>	<u>1x10⁻³</u>
	Co-60			<u>1.85x10¹</u>	<u>5x10⁻⁴</u>
Copper (29)	Cu-64			<u>1.11x10²</u>	<u>3x10⁻³</u>
Dysprosium (66)	Dy-165			<u>1.48x10²</u>	<u>4x10⁻³</u>
	Dy-166			<u>1.48x10¹</u>	<u>4x10⁻⁴</u>
Erbium (68)	Er-169			<u>3.33x10¹</u>	<u>9x10⁻⁴</u>
	Er-171			<u>3.70x10¹</u>	<u>1x10⁻³</u>
Europium (63)	Eu-152 (9.2 h)			<u>2.22x10¹</u>	<u>6x10⁻⁴</u>
	Eu-155			<u>7.40x10⁰</u>	<u>2x10⁻³</u>
Fluorine (9)	F-18	<u>7.40x10⁻²</u>	<u>2x10⁻⁶</u>	<u>2.96x10²</u>	<u>8x10⁻³</u>
Gadolinium (64)	Gd-153			<u>7.40x10¹</u>	<u>2x10⁻³</u>
	Gd-159			<u>2.96x10¹</u>	<u>8x10⁻⁴</u>
Gallium (31)	Ga-72			<u>1.48x10¹</u>	<u>4x10⁻⁴</u>
Germanium (32)	Ge-71			<u>7.40x10²</u>	<u>2x10⁻²</u>
Gold (79)	Au-196			<u>7.40x10¹</u>	<u>2x10⁻³</u>
	Au-198			<u>1.85x10¹</u>	<u>5x10⁻⁴</u>
	Au-199			<u>7.40x10⁰</u>	<u>2x10⁻³</u>
Hafnium (72)	Hf-181			<u>2.59x10¹</u>	<u>7x10⁻⁴</u>
Hydrogen (1)	H-3	<u>1.85x10⁻¹</u>	<u>5x10⁻⁶</u>	<u>1.11x10³</u>	<u>3x10⁻²</u>
Indium (49)	In-113m			<u>3.70x10²</u>	<u>1x10⁻²</u>
	In-114m			<u>7.40x10⁰</u>	<u>2x10⁻⁴</u>

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Element (atomic number)	Isotope	Gas Concentration 1 Bq/ml $\mu\text{Ci}/\text{ml}$	Column I	Column II Liquid and Solid Concentration 2 $\mu\text{Ci}/\text{ml}$ Bq/ml
Osmium (76)	Os-185 Os-191m Os-191 Os-193	2.59×10^{-1} 1.11×10^{-2} 7.40×10^{-1} 2.22×10^{-1}	7×10^{-4} 3×10^{-2} 2×10^{-3} 6×10^{-4}	
Palladium (46)	Pd-103 Pd-109	1.11×10^{-2} 3.33×10^{-1}	3×10^{-3} 9×10^{-4}	
Phosphorus (15)	P-32	7.40×10^{-6}	2×10^{-4}	
Platinum (78)	Pt-191 Pt-193m Pt-197m Pt-197 K-42	3.70×10^{-1} 3.70×10^{-2} 3.70×10^{-2} 3.70×10^{-1} 1.11×10^{-2}	1×10^{-3} 1×10^{-2} 1×10^{-2} 1×10^{-3} 3×10^{-3}	
Potassium (19)				
Praseodymium (59)	Pr-142 Pr-143	1.11×10^{-1} 1.85×10^{-1}	3×10^{-4} 5×10^{-4}	
Promethium (61)	Pm-147 Pm-149	7.40×10^{-1} 1.48×10^{-1}	2×10^{-3} 4×10^{-4}	
Rhenium (75)	Re-183 Re-186 Re-188	2.22×10^{-2} 3.33×10^{-1} 2.22×10^{-1}	6×10^{-3} 9×10^{-4} 6×10^{-4}	
Rhodium (45)	Rh-103m Rh-105	3.70×10^{-3} 3.70×10^{-1}	1×10^{-1} 1×10^{-3}	
Rubidium (37)	Rb-86	2.59×10^{-1}	7×10^{-4}	
Ruthenium (44)	Ru-97 Ru-103 Ru-105 Ru-106	1.48×10^{-2} 2.96×10^{-1} 3.70×10^{-1} 3.70×10^{-1}	4×10^{-3} 8×10^{-4} 1×10^{-3} 1×10^{-4}	
Samarium (62)		2.96×10^{-1}	8×10^{-4}	

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Element (atomic number)	Isotope	Gas Concentration 1 Bq/ml	Gas Concentration 2 Bq/ml	Column II Liquid and Solid Concentration $\mu\text{Ci}/\text{ml}$
Scandium (21)	Sc-46 Sc-47 Sc-48	<u>1.48x10⁻¹</u> <u>3.33x10⁻¹</u> <u>1.11x10⁻¹</u>	<u>4x10⁻⁴</u> <u>9x10⁻⁴</u> <u>3x10⁻⁴</u>	
Selenium (34)	Se-75	<u>1.11x10²</u>	<u>3x10⁻³</u>	
Silicon (14)	Si-31	<u>3.33x10²</u>	<u>9x10⁻³</u>	
Silver (47)	Ag-105 Ag-110m Ag-111	<u>3.70x10¹</u> <u>1.11x10¹</u> <u>1.48x10¹</u>	<u>1x10⁻³</u> <u>3x10⁻⁴</u> <u>4x10⁻⁴</u>	
Sodium (11)	Na-24	<u>7.40x10¹</u>	<u>2x10⁻³</u>	
Strontium (38)	Sr-85 Sr-89 Sr-91 Sr-92	<u>3.70x10¹</u> <u>3.70x10⁰</u> <u>2.59x10¹</u> <u>2.59x10¹</u>	<u>1x10⁻³</u> <u>1x10⁻⁴</u> <u>7x10⁻⁴</u> <u>7x10⁻⁴</u>	
Sulfur (16)	S-35	<u>3.33x10⁻³</u>	<u>9x10⁻⁸</u>	
Tantalum (73)	Ta-182		<u>2.22x10¹</u>	<u>6x10⁻⁴</u>
Technetium (43)	Tc-96m Tc-96		<u>1.48x10¹</u>	<u>4x10⁻⁴</u>
Tellurium (52)	Te-125m Te-127m Te-127 Te-129m Te-131m Te-132		<u>3.70x10³</u> <u>1x10⁻¹</u> <u>2.22x10²</u> <u>1.11x10²</u> <u>1.11x10¹</u> <u>2.22x10¹</u> <u>1.11x10¹</u>	<u>1x10⁻¹</u> <u>1x10⁻³</u> <u>6x10⁻⁴</u> <u>3x10⁻³</u> <u>3x10⁻⁴</u> <u>6x10⁻⁴</u> <u>3x10⁻⁴</u>
Terbium (65)	Tb-160		<u>1.48x10¹</u>	<u>4x10⁻⁴</u>
Thallium (81)	Tl-200 Tl-201 Tl-202 Tl-203		<u>1.48x10²</u> <u>1.11x10²</u> <u>3.70x10¹</u> <u>2.70x10¹</u>	<u>4x10⁻³</u> <u>3x10⁻³</u> <u>1x10⁻³</u> <u>1x10⁻³</u>

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Element (atomic number)	Isotope	Column I Gas Concentration 1 Bq/mL	Column II Liquid and Solid Concentration 2 Bq/mL $\mu\text{Ci}/\text{mL}$	1 Values are given in Column I only for those materials normally used as gases.
Thulium (69)	Tm-170 Tm-171		$\frac{1.85 \times 10^{-1}}{1.85 \times 10^{-2}}$ 5×10^{-4} 5×10^{-3}	2 Bq or $\mu\text{Ci}/\text{g}$ for solids.
Tin (50)	Sn-113 Sn-125		$\frac{3.33 \times 10^{-1}}{7.40 \times 10^{-2}}$ 9×10^{-4} 2×10^{-4}	NOTE 1: Many radioisotopes transform into isotopes which are also radioactive. In expressing the concentrations in this Appendix A-of-this Part, the activity stated is that of the parent isotope and takes into account the daughters.
Tungsten (Wolfram) (74)	W-181 W-187		$\frac{1.48 \times 10^{-2}}{2.59 \times 10^{-1}}$ 4×10^{-3} 7×10^{-4}	NOTE 2: For purposes of Section 330.40 where there is involved a combination of isotopes, the limit for the combination should be derived as follows: Determine for each isotope in the product the ratio between the radioactivity concentration present in the product and the exempt radioactivity concentration established in this Appendix A for the specific isotope when not in combination. The sum of such ratios may not exceed "1".
Vanadium (23)	V-48		1.11×10^{-1} 3×10^{-4}	
Xenon (54)	Xe-131m Xe-133 Xe-135	$\frac{1.48 \times 10^{-1}}{3.70 \times 10^{-2}}$ 4×10^{-6} 3×10^{-6} 1×10^{-6}		
Ytterbium (70)	Yb-175		3.70×10^{-1} 1×10^{-3}	EXAMPLE:
Yttrium (39)	Y-90 Y-91m Y-91 Y-92 Y-93		$\frac{7.40 \times 10^0}{1.11 \times 10^{-1}}$ 2×10^{-4} $\frac{1.11 \times 10^{-1}}{3 \times 10^{-4}}$ $\frac{1.11 \times 10^{-1}}{3 \times 10^{-4}}$ $\frac{2.22 \times 10^{-1}}{6 \times 10^{-4}}$ $\frac{1.11 \times 10^{-1}}{3 \times 10^{-4}}$	<u>Concentration of Isotope A in Product + Exempt Concentration of Isotope A</u> <u>Concentration of Isotope B in Product + Exempt Concentration of Isotope B</u> <u>Note 3: To convert Ci/mL to SI units of megabequerels per liter, multiply the above values by 37.</u>
Zinc (30)	Zn-65 Zn-69m Zn-69		$\frac{3.70 \times 10^1}{2.59 \times 10^1}$ 1×10^{-3} 7×10^{-4}	EXAMPLE: Zirconium-(40)-Zr-97 ($2 \times 10^{-4} \text{ Ci}/\text{mL}$ multiplied by 37 is equivalent to $74 \times 10^{-4} \text{ MBq/L}$).
Zirconium (40)	Zr-95 Zr-97		$\frac{2.22 \times 10^1}{7.40 \times 10^0}$ 6×10^{-4} 2×10^{-4}	(Source: Amended at 11. Reg. _____, effective _____)
	Beta- and/or gamma-emitting radioactive material not listed above with half-life of less than 3 years.	3.70×10^{-6}	1×10^{-10}	3.70×10^2 1×10^{-6}

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Section 330, APPENDIX Appendix B EXEMPT QUANTITIES Exempt Quantities

<u>Radioactive Material</u>	<u>kBq</u>	<u>Micro-curies</u> <u>μCi</u>
Sodium-24	3,700	100
Sodium-25	3,700	100
Arsenic-73	3,700	100
Arsenic-74	3,700	100
Arsenic-76	3,700	100
Arsenic-77	3,700	100
Barium-131	3,700	100
Barium-133	3,700	100
Barium-140	3,700	100
Bismuth-210	37	1
Bromine-82	370	10
Cadmium-109	370	10
Cadmium-115m	3,700	100
Cadmium-115	3,700	100
Calcium-45	370	10
Calcium-47	370	10
Carbon-14	3,700	100
Cerium-141	3,700	100
Cerium-143	3,700	100
Cerium-144	37	1
Cesium-129	3,700	100
Cesium-31	3,700	1,000
Cesium-134m	3,700	100
Cesium-134	37	1
Cesium-135	370	10
Cesium-136	370	10
Cesium-137	370	10
Chlorine-36	370	10
Chlorine-38	370	10
Chromium-51	37,000	1,000
Cobalt-57	3,700	100
Cobalt-58m	370	10
Cobalt-58	370	10
Cobalt-60	37	1
Copper-64	3,700	100
Dysprosium-165	3,700	100
Dysprosium-166	3,700	100
Erbium-169	3,700	100

Radioactive Material

Radioactive Material

Micro-curies
 μ Ci

kBq

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93

Micro-curies
 μ Ci

kBq

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Micro-curies
 μ Ci

kBq

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Radioactive Material	Radioactive Material	Micro-curies μCi	kBq	Radioactive Material	Radioactive Material	Micro-curies μCi	kBq
Manganese-54 (Mn-54)	370	10	Ruthenium-105 (Ru-105)	370	10	Ruthenium-106 (Ru-106)	37
Manganese-56 (Mn-56)	370	10	Samarium-151 (Sm-151)	370	10	Samarium-153 (Sm-153)	3,700
Mercury-197m (Hg-197m)	3,700	100	Scandium-46 (Sc-46)	370	100	Scandium-47 (Sc-47)	3,700
Mercury-197 (Hg-197)	3,700	10	Scandium-47 (Sc-47)	370	10	Scandium-48 (Sc-48)	3,700
Mercury-203 (Hg-203)	370	100	Scandium-48 (Sc-48)	370	100	Selenium-75 (Se-75)	3,700
Molybdenum-99 (Mo-99)	3,700	100	Selenium-75 (Se-75)	370	10	Silicon-31 (Si-31)	3,700
Neodymium-147 (Nd-147)	3,700	100	Silver-105 (Ag-105)	370	10	Silver-105 (Ag-105m)	370
Neodymium-149 (Nd-149)	3,700	100	Silver-110m (Ag-110m)	37	1	Silver-111 (Ag-111)	3,700
Nickel-59 (Ni-59)	3,700	10	Silver-111 (Ag-111)	3,700	100	Sodium-22 (Na-22)	370
Nickel-63 (Ni-63)	370	100	Sodium-24 (Na-24)	370	10	Sodium-24 (Na-24)	370
Nickel-65 (Ni-65)	3,700	100	Sodium-85 (Sr-85)	370	10	Sodium-85 (Sr-85)	370
Niobium-93m (Nb-93m)	370	10	Sodium-89 (Sr-89)	37	1	Sodium-89 (Sr-89)	370
Niobium-95 (Nb-95)	370	10	Sodium-90 (Sr-90)	37	1	Sodium-90 (Sr-90)	370
Niobium-97 (Nb-97)	370	10	Sodium-91 (Sr-91)	370	10	Sodium-91 (Sr-91)	370
Osmium-185 (Os-185)	370	10	Sodium-92 (Sr-92)	370	10	Sodium-92 (Sr-92)	370
Osmium-191m (Os-191m)	3,700	100	Sulfur-35 (S-35)	370	100	Sulfur-35 (S-35)	370
Osmium-191 (Os-191)	3,700	100	Strontium-89 (Sr-89)	37	1	Strontium-89 (Sr-89)	370
Osmium-193 (Os-193)	3,700	100	Strontium-90 (Sr-90)	37	1	Strontium-90 (Sr-90)	370
Palladium-103 (Pd-103)	3,700	100	Strontium-91 (Sr-91)	370	10	Strontium-91 (Sr-91)	370
Palladium-109 (Pd-109)	3,700	100	Strontium-92 (Sr-92)	370	10	Strontium-92 (Sr-92)	370
(P-32)	370	10	Tantalum-182 (Ta-182)	35	10	Tantalum-182 (Ta-182)	370
Phosphorus-32 (P-32)	3,700	100	Sulfur-35 (S-35)	370	10	Sulfur-35 (S-35)	370
Platinum-191 (Pt-191)	3,700	100	Strontium-92 (Sr-92)	37	1	Strontium-92 (Sr-92)	370
Platinum-193m (Pt-193m)	3,700	100	Tantalum-182 (Ta-182)	35	10	Tantalum-182 (Ta-182)	370
Platinum-193 (Pt-193)	3,700	100	Technetium-96 (Tc-96)	370	10	Technetium-96 (Tc-96)	370
Platinum-197m (Pt-197m)	3,700	100	Technetium-97 (Tc-97)	370	100	Technetium-97 (Tc-97)	3,700
Platinum-197 (Pt-197)	3,700	100	Technetium-99m (Tc-99m)	370	100	Technetium-99m (Tc-99m)	3,700
Polonium-210 (Po-210)	3,700	100	Technetium-99 (Tc-99)	370	10	Technetium-99 (Tc-99)	370
Potassium-42 (K-42)	370	10	Tellurium-125m (Te-125m)	370	10	Tellurium-125m (Te-125m)	370
Potassium-43 (K-43)	370	10	Tellurium-127m (Te-127m)	370	10	Tellurium-127m (Te-127m)	3,700
Praseodymium-142 (Pr-142)	3,700	100	Tellurium-127 (Te-127)	370	10	Tellurium-127 (Te-127)	3,700
Praseodymium-143 (Pr-143)	3,700	100	Tellurium-129m (Te-129m)	370	10	Tellurium-129m (Te-129m)	3,700
Promethium-147 (Pm-147)	370	10	Tellurium-129 (Te-129)	370	100	Tellurium-129 (Te-129)	3,700
Protactinium-149 (Pm-149)	3,700	10	Tellurium-131m (Te-131m)	370	10	Tellurium-131m (Te-131m)	3,700
Rhenium-186 (Re-186)	3,700	100	Tellurium-132 (Te-132)	370	10	Tellurium-132 (Te-132)	3,700
Rhenium-188 (Re-188)	3,700	100	Terbium-160 (Tb-160)	370	10	Terbium-160 (Tb-160)	3,700
Rhodium-103m (Rh-103m)	3,700	100	Thallium-200 (Tl-200)	370	100	Thallium-200 (Tl-200)	3,700
Rhodium-105 (Rh-105)	3,700	100	Thallium-201 (Tl-201)	370	100	Thallium-201 (Tl-201)	3,700
Rubidium-81 (Rb-81)	370	10	Thallium-204 (Tl-204)	370	10	Thallium-204 (Tl-204)	3,700
Rubidium-86 (Rb-86)	370	10	Thulium-170 (Tm-170)	370	10	Thulium-170 (Tm-170)	3,700
Rubidium-87 (Rb-87)	370	10	Thulium-171 (Tm-171)	370	10	Thulium-171 (Tm-171)	3,700
Ruthenium-97 (Ru-97)	3,700	100	Tin-113 (Sn-113)	370	10	Tin-113 (Sn-113)	3,700
Ruthenium-103 (Ru-103)	370	10	Tin-125 (Sn-125)	370	10	Tin-125 (Sn-125)	3,700

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Radioactive Material	Radioactive Material	<u>Micro-curies</u> μCi
Tungsten-181 (W-181)	370	10
Tungsten-185 (W-185)	370	10
Tungsten-187 (W-187)	3,700	100
Vanadium-48 (V-48)	370	10
Xenon-131m (Xe-131m)	37,000	1,000
Xenon-133 (Xe-133)	3,700	100
Xenon-135 (Xe-135)	3,700	100
Ytterbium-175 (Yb-175)	3,700	10
Yttrium-87 (Y-87)	370	10
Yttrium-88 (Y-88)	370	10
Yttrium-90 (Y-90)	370	10
Yttrium-91 (Y-91)	370	10
Yttrium-92 (Y-92)	3,700	100
Yttrium-93 (Y-93)	3,700	100
Zinc-65 (Zn-65)	370	10
Zinc-69m (Zn-69m)	3,700	100
Zinc-69 (Zn-69)	37,000	1,000
Zirconium-93 (Zr-93)	370	10
Zirconium-95 (Zr-95)	370	10
Zirconium-97 (Zr-97)	370	10
Any radioactive material not listed above other than alpha emitting radioactive material	3.7	0.1

Radioactive Material	<u>kBq</u>
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SECTION 330. APPENDIX D LIMITS FOR BROAD LICENSES (Section 330.270)

	RADIOACTIVE MATERIAL	COLL-II CURIES			COLL-II CURIES		
		Column I	<u>GBq</u>	<u>Ci</u>	Column I	<u>GBq</u>	<u>Ci</u>
	Radioactive Material						
	Antimony-122	37	1	0.37	0.01	0.37	0.01
	Antimony-124	37	1	0.37	0.01	0.37	0.01
	Antimony-125	370	10	3.7	0.1	3.7	0.1
	Arsenic-73	37	1	0.37	0.01	0.37	0.01
	Arsenic-74	37	1	0.37	0.01	0.37	0.01
	Arsenic-76	370	10	3.7	0.1	3.7	0.1
	Arsenic-77	370	10	3.7	0.1	3.7	0.1
	Barium-131	370	10	3.7	0.1	3.7	0.1
	Barium-140	37	1	0.37	0.01	0.37	0.01
	Beryllium-7	370	10	3.7	0.1	3.7	0.1
	Bismuth-210	3.7	0.1	0.37	0.001	0.37	0.001
	Bromine-82	370	10	3.7	0.1	3.7	0.1
	Cadmium-109	37	1	0.37	0.01	0.37	0.01
	Cadmium-115m	370	10	3.7	0.1	3.7	0.1
	Calcium-45	37	1	0.37	0.01	0.37	0.01
	Calcium-47	370	10	3.7	0.1	3.7	0.1
	Carbon-14	3,700	100	3.7	0.1	3.7	0.1
	Cerium-141	370	10	3.7	0.1	3.7	0.1
	Cerium-143	370	10	3.7	0.1	3.7	0.1
	Cerium-144	3.7	0.1	0.37	0.001	0.37	0.001
	Cesium-131	3,700	100	3.7	0.1	3.7	0.1
	Cesium-134m	3,700	100	3.7	0.1	0.37	0.001
	Cesium-134	37	1	0.37	0.01	0.37	0.01
	Cesium-135	37	1	0.37	0.01	0.37	0.01
	Cesium-136	370	10	3.7	0.1	3.7	0.1
	Cesium-137	3.7	0.1	0.37	0.001	0.37	0.001
	Chlorine-36	37	1	0.37	0.01	0.37	0.01
	Chlorine-38	3,700	100	3.7	0.1	3.7	0.1
	Chromium-51	3,700	100	3.7	0.1	3.7	0.1
	Cobalt-57	3,700	100	3.7	0.1	3.7	0.1
	Cobalt-58m	37	1	0.37	0.01	0.37	0.001
	Cobalt-58	370	10	3.7	0.1	3.7	0.1
	Cobalt-60	370	100	3.7	0.1	0.37	0.001
	Copper-64	3,700	100	3.7	0.1	3.7	0.1
	Dysprosium-165	3,700	100	3.7	0.1	3.7	0.1
	Dysprosium-166	370	10	3.7	0.1	3.7	0.1

NOTE--
To convert microcuries (μCi) to SI units of kilobecquerels (kBq),
multiply the above values by 37.

EXAMPLE-- Zirconium-97 (10 μCi) multiplied by 37 is equivalent to 370
(kBq).

(Source: Amended at 111. Reg. _____, effective _____)

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RADIOACTIVE MATERIAL Radioactive Material	COL-I CURIES Column I		COL-II CURIES Column II		COL-III CURIOS Column III		COL-IV CURIOS Column IV		COL-V CURIOS Column V	
	GBq	Ci	GBq	Ci	GBq	Ci	GBq	Ci	GBq	Ci
Erbium-169	370	10	3.7	0.1	370	1	0.37	0.01	370	0.1
Erbium-171	370	10	3.7	0.1	370	10	0.37	0.01	370	0.1
Europium-152 (9.2 h) (13 y)	3.7	0.1	0.037	0.001	370	10	0.37	0.01	370	0.1
Europium-154	3.7	0.1	0.037	0.001	370	10	0.37	0.01	370	0.1
Europium-155	3.7	1	0.37	0.01	37	1	0.37	0.01	37	0.1
Fluorine-18	3,700	100	37	1	370	10	0.37	0.01	370	0.1
Gadolinium-153	370	10	0.37	0.01	37	1	0.37	0.01	37	0.1
Gadolinium-159	370	10	0.37	0.01	37	1	0.37	0.01	37	0.1
Gallium-72	3,700	100	37	1	3,700	100	0.37	0.01	37	0.1
Germanium-71	3,700	100	37	1	3,700	100	0.37	0.01	37	0.1
Gold-198	370	10	0.37	0.01	370	100	0.37	0.01	370	0.1
Gold-199	370	10	0.37	0.01	370	10	0.37	0.01	370	0.1
Hafnium-81	37	1	0.37	0.01	370	10	0.37	0.01	370	0.1
Holmium-166	370	10	0.37	0.01	370	10	0.37	0.01	370	0.1
Hydrogen-3	3,700	100	37	1	3,700	100	0.37	0.01	37	0.1
Indium-113m	3,700	100	37	1	3,700	100	0.37	0.01	37	0.1
Indium-114m	37	1	0.37	0.01	370	100	0.37	0.01	370	0.1
Indium-115m	3,700	100	37	1	3,700	100	0.37	0.01	37	0.1
Iodine-115	37	1	0.37	0.01	3,700	100	0.37	0.01	37	0.1
Iodine-125	3,700	100	37	1	3,700	100	0.37	0.01	37	0.1
Iodine-126	3.7	0.1	0.037	0.001	370	10	0.37	0.01	370	0.1
Iodine-129	3.7	0.1	0.037	0.001	370	10	0.37	0.01	370	0.1
Iodine-131	3.7	0.1	0.037	0.001	370	10	0.37	0.01	370	0.1
Iodine-132	370	10	3.7	0.1	370	10	0.37	0.01	370	0.1
Iodine-133	370	10	3.7	0.1	370	10	0.37	0.01	370	0.1
Iodine-134	370	10	3.7	0.1	370	10	0.37	0.01	370	0.1
Iodine-135	37	1	0.37	0.01	370	10	0.37	0.01	370	0.1
Iridium-192	370	10	3.7	0.1	370	10	0.37	0.01	370	0.1
Iridium-194	370	10	3.7	0.1	370	10	0.37	0.01	370	0.1
Iron-55	37	1	0.37	0.01	370	100	0.37	0.01	370	0.1
Iron-59	3,700	100	37	1	3,700	10	0.37	0.01	370	0.1
Krypton-85	3,700	10	0.37	0.01	370	1	0.37	0.01	370	0.01
Krypton-87	370	1	0.37	0.01	370	1	0.37	0.01	370	0.01
Lanthanum-140	37	1	0.37	0.01	370	1	0.37	0.01	370	0.01
Lutetium-177	370	10	3.7	0.1	370	10	0.37	0.01	370	0.1
Manganese-52	37	1	0.37	0.01	370	10	0.37	0.01	370	0.1
Manganese-54	37	1	0.37	0.01	370	10	0.37	0.01	370	0.001
Manganese-56	37	1	0.37	0.01	370	10	0.37	0.01	370	0.001
Mercury-19m	370	10	3.7	0.1	370	10	0.37	0.01	370	0.1
Mercury-197	370	10	3.7	0.1	370	10	0.37	0.01	370	0.1

RADIOACTIVE MATERIAL Radioactive Material	COL-I CURIOS Column I		COL-II CURIOS Column II		COL-III CURIOS Column III		COL-IV CURIOS Column IV		COL-V CURIOS Column V	
	GBq	Ci	GBq	Ci	GBq	Ci	GBq	Ci	GBq	Ci
Mercury-203	370	1	0.37	0.01	370	10	0.37	0.01	370	0.1
Molybdenum-99	370	10	0.37	0.01	370	10	0.37	0.01	370	0.1
Neodymium-147	370	10	0.37	0.01	370	10	0.37	0.01	370	0.1
Neodymium-149	370	10	0.37	0.01	370	10	0.37	0.01	370	0.1
Nickel-159	370	10	0.37	0.01	370	10	0.37	0.01	370	0.1
Nickel-163	370	10	0.37	0.01	370	10	0.37	0.01	370	0.1
Nickel-165	370	10	0.37	0.01	370	10	0.37	0.01	370	0.1
Niobium-93m	370	1	0.37	0.01	370	1	0.37	0.01	370	0.01
Niobium-95	370	1	0.37	0.01	370	1	0.37	0.01	370	0.01
Niobium-97	370	100	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Niobium-185	370	100	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Osmium-191m	370	100	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Osmium-191	370	100	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Osmium-193	370	100	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Palladium-103	370	100	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Phosphorus-32	370	10	0.37	0.01	370	10	0.37	0.01	370	0.1
Platinum-191	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Platinum-193m	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Platinum-193	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Platinum-197m	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Platinum-197	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Polonium-210	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Potassium-42	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Praseodymium-142	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Praseodymium-143	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Promethium-147	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Radium-226	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Rhenium-186	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Rhenium-188	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Rhodium-103m	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Rhodium-105	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Rubidium-86	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Rubidium-87	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Ruthenium-97	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Ruthenium-103	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Ruthenium-105	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Ruthenium-106	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Samarium-151	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1
Samarium-153	370	10	0.37	0.01	3,700	100	0.37	0.01	3,700	0.1

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RADIOACTIVE MATERIAL Radioactive Material	COL. I CURIES Column I Gigabecquerels	COL. II CURIES Column II Gigabecquerels	COL. III CURIES Column III Gigabecquerels	COL. IV CURIES Column IV Gigabecquerels
Scandium-46	37	1	0.37	0.01
Scandium-47	370	10	3.7	0.1
Scandium-48	37	1	0.37	0.01
Selenium-75	37	1	0.37	0.01
Silicon-31	370	10	3.7	0.1
Silver-105	37	1	0.37	0.01
Silver-110m	370	0.1	0.037	0.001
Silver-111	370	10	3.7	0.1
Sodium-22	37	0.1	0.037	0.001
Sodium-24	37	1	0.37	0.01
Strontium-85m	37,000	1,000	370	10
Strontium-85	37	1	0.37	0.01
Strontium-89	370	0.37	0.37	0.01
Strontium-90	370	0.01	0.0037	0.0001
Strontium-91	370	10	3.7	0.1
Strontium-92	370	10	3.7	0.1
Sulfur-35	370	10	3.7	0.1
Tantalum-182	37	1	0.37	0.01
Technetium-96	370	10	3.7	0.1
Technetium-97m	370	10	3.7	0.1
Technetium-97	370	10	3.7	0.1
Technetium-99m	3,700	100	37	1
Technetium-99	37	1	0.37	0.01
Tellurium-125m	37	1	0.37	0.01
Tellurium-127m	37	10	3.7	0.1
Tellurium-127	370	10	3.7	0.1
Tellurium-129m	37	1	0.37	0.01
Tellurium-129	3,700	100	37	1
Tellurium-131m	370	10	3.7	0.1
Tellurium-132	37	1	0.37	0.01
Terbium-160	370	1	0.37	0.01
Thallium-200	370	10	3.7	0.1
Thallium-201	370	10	3.7	0.1
Thallium-202	370	10	3.7	0.1
Thallium-204	37	1	0.37	0.01
Thulium-170	37	1	0.37	0.01
Thulium-171	37	1	0.37	0.01
Tin-113	37	1	0.37	0.01
Tin-125	37	1	0.37	0.01
Tungsten-181	37	1	0.37	0.01
Tungsten-185	37	1	0.37	0.01

NOTE 1. To convert curies (Ci) to SI units of gigabecquerels (GBq), multiply the above values by 37.

EXAMPLE: Zirconium-97 (Col. II) (0.01 Ci multiplied by 37) is equivalent to 0.37 GBq

(Source: Amended at ____ Ill. Reg. ____, effective _____)

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Section 330 APPENDIX 6 FINANCIAL SURETY ARRANGEMENTS Financial Surety Arrangements (SECTION 330.250 (c)(1)(D))

- a) Surety Bond. If an applicant or licensee elects to satisfy the requirements of Section 330.250(c)(1) by filing a surety bond, that bond shall conform to the following requirements:
- 1) The surety company issuing the bond ~~must~~ shall, at a minimum, be among those listed as acceptable sureties or reinsurers on Federal bonds in Circular 570 of the U.S. Department of Treasury, entitled "Surety Companies Acceptable On Federal Bonds", 52 Fed. Reg. 24601, revised as of July 1, 1987. A copy of this document is available for inspection at the Department of Nuclear Safety;
 - 2) The wording of the surety bond ~~must~~ shall contain the provisions specified in subsection (1) of Section 330 Appendix H of this Part. Additional conditions may be agreed to between the applicant or licensee and the surety company so long as no requirement of this Part nor other required provision is avoided or altered;
 - 3) The surety bond guarantees that:

- A) Funds will be available to perform reclaiming in accordance with 32 Ill. Adm. Code 340.Appendix G to assure health and safety from radiation hazards and other requirements of the license for the facility whenever required by the Department;
 - B) Surety waives notification of amendments to licenses, applicable laws, statutes, rules and regulations and agrees that no such amendment shall in any way alleviate its obligation on the bond; and
 - C) The licensee will provide alternate financial surety as specified in Section 330.250(c)(1) and obtain the Division Chief's written approval of the assurance provided within ninety (90) days of receipt by both the licensee and the Division Chief of a notice of cancellation of the bond from the surety;
 - 4) Under the terms of the bond the surety ~~shall~~ become liable on the bond obligation when the licensee fails to perform as guaranteed by the bond. Following a determination by the Division Chief that the licensee has failed to so perform, under the terms of the bond the surety ~~shall~~ perform
- reclaiming to the satisfaction of the State as guaranteed by the bond or shall forfeit the amount of the penal sum, as provided in Section 330.250(c)(1)(C);
- 5) The penal sum of the bond shall be in an amount at least adequate to provide the necessary financial surety;
 - 6) Under the terms of the bond, the surety ~~may~~ cancel the bond by sending notice of cancellation by certified mail return receipt requested to the licensee and to the Division Chief. Cancellation shall not occur, however, during the 180 days beginning on the date of receipt of the notice of cancellation by both the licensee and the Division Chief, as evidenced by the return receipts;
 - 7) The surety ~~shall~~ not be liable for the deficiency in the performance of reclaiming after the Division Chief has determined satisfactory reclaiming has occurred;
 - 8) Licensee may terminate the bond by sending written notice to the surety, provided, however, that no such notice ~~shall~~ become effective until the surety receives written authorization from the Division Chief for the termination of the bond.
- b) Personal Bond Supported by a Letter of Credit. If an applicant or licensee elects to satisfy the surety requirements of Section 330.250(c)(1) by filing his personal performance guarantee accompanied by collateral in the form of an irrevocable standby letter of credit, he ~~must~~ shall guarantee funds to perform reclaiming in accordance with 32 Ill. Adm. Code 340.Appendix G to A for protection of health and safety and other requirements of the license for the facility. In addition, the irrevocable standby letter of credit supporting this guarantee ~~must~~ shall conform to the following requirements:
- 1) The institution issuing the letter of credit ~~must~~ shall be an entity which has the authority to issue letters of credit and whose letter of credit operations are regulated and examined by a Federal or Illinois agency;
 - 2) The wording of the letter of credit ~~must~~ shall contain the provisions specified in subsection ~~(1)(2)~~ of Section 330.Appendix H of this Part. Additional conditions may be agreed to between the applicant or licensee and the issuing institution so long as no requirement of this Part nor required provision is avoided or altered;

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- 3) The letter of credit must be accompanied by a letter from the licensee referring to the letter of credit by number, issuing institution and date and providing the following information: the radioactive material license number(s), name(s) and address(es) of the facility(ies) and the amount of funds for each license assured for reclaiming of the facility(ies) by the letter of credit;
- 4) The letter of credit must shall be irrevocable and issued for a period of at least one $\frac{1}{2}$ year. The letter of credit shall provide that the expiration date shall be automatically extended for a period of at least ~~one~~ $\frac{1}{2}$ year unless, at least 180 days before the current expiration date, the issuing institution notifies both the licensee and the Division Chief by certified mail of a decision not to extend the expiration date. Under the terms of a letter of credit, the 180 days will begin on the date when both the licensee and the Division Chief have received the notice, as evidenced by the return receipts;
- 5) The letter of credit must shall be issued in an amount at least adequate to provide the necessary financial surety; and
- 6) The Director may draw on the letter of credit upon forfeiture as provided in Section 330.250(c)(1)(C). The Director shall also draw on the letter of credit if the licensee does not establish alternate financial surety as specified in this Part and obtain written approval of such alternate assurance from the Division Chief within ~~ninety~~ $\frac{1}{2}$ days after receipt by both the licensee and the Division Chief of a notice from the issuing institution that it has decided not to extend the letter of credit beyond the current expiration date. The Division Chief shall delay the drawing if the issuing institution grants an extension of the term of the credit. During the last ~~thirty~~ $\frac{1}{2}$ days of any extension, the Director will draw on the letter of credit if the licensee has failed to provide alternate financial surety as specified in subsection Section 330.250(c)(1) and obtain written approval of such surety from the Division Chief.
- c) Personal Bond Supported by Insurance. If an applicant or licensee elects to satisfy the surety requirements of Section 330.250(c)(1) by filing his personal performance guarantee accompanied by collateral in the form of an insurance policy, he must shall guarantee funds sufficient to perform reclaiming in accordance

- with 32 Ill. Adm. Code 340.Appendix G A for protection of health and safety and other requirements of the licensee for the facility. In addition, the insurance policy supporting this guarantee must shall conform to the following requirements:
- 1) The insurer must shall be licensed to transact the business of insurance or be eligible to provide insurance as an excess or surplus lines insurer;
 - 2) The insurance policy shall be accompanied by a certificate of insurance in which the wording contains the provisions specified in subsection (3) of Section 330.Appendix H of this Part. Additional conditions may be agreed to between the applicant or licensee and the insurer so long as no requirement of this Part nor required provision is avoided or altered;
 - 3) The insurance policy must shall be for a face amount at least adequate to provide the necessary financial surety. The term "face amount" means the total amount the insurer is obligated to pay under the policy. Actual payments by the insurer shall not change the face amount, although the insurer's future liability shall be lowered by the amount of the payments;
 - 4) The insurance policy must shall guarantee that funds will be available for reclaiming the facility whenever reclaiming is necessary as determined by the Division Chief;
 - 5) Upon forfeiture of financial surety as provided in Section 330.250(c)(1)(C), the Director shall direct the insurer to pay the full face amount to the State as specified in Section 330.250(c)(1)(C);
 - 6) The licensee shall maintain the policy in full force and effect until license termination or substitution of alternate financial surety as specified in Section 330.250(c)(1). Failure to pay the premium without substitution of alternate financial surety as specified in Section 330.250(c)(1) shall constitute a violation of this Part. Such violation shall be considered to begin upon receipt by the Division Chief of a notice of future cancellation, termination, or failure to renew due to nonpayment of the premium, rather than upon the date of expiration;
 - 7) The policy shall provide that the insurer shall not cancel,

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terminate or fail to renew the policy except for failure to pay the premium. The automatic renewal of the policy must shall, at a minimum, provide the insured with the option of renewal at the face amount of the expiring policy. If there is a failure to pay the premium, the insurer may elect to cancel, terminate or fail to renew the policy by sending notice by certified mail to the licensee and the Division Chief. Cancellation, termination or failure to renew shall not occur, however, during the 180 days beginning with the date of receipt of the notice by both the Division Chief and the licensee, as evidenced by the return receipts. Cancellation, termination or failure to renew shall not occur and the policy shall remain in full force and effect in the event that on or before the date of expiration:

- A) The Division Chief considers the facility abandoned;
 - B) The license is terminated or revoked or renewal is denied;
 - C) Closure is ordered by the Director or a court of competent jurisdiction;
 - D) The licensee is named as debtor in a voluntary or involuntary proceeding under Title 11, U.S. Code (Bankruptcy); or
 - E) The premium due is paid.
- 8) Commencing on the date that liability to make payments pursuant to the policy accrues, the insurer will thereafter annually increase the face amount of the policy. Such increase must shall be equivalent to the face amount of the policy, less any payments made, multiplied by an amount equivalent to 85 percent of the most recent investment rate or of the equivalent coupon-issue yield announced by the U.S. Treasury for 26-week Treasury securities; and
- 9) Any provision of the policy inconsistent with any or all regulations in this Part will be deemed to be amended to eliminate such inconsistency.
- d) Personal Bond Supported by Securities. If an applicant or licensee elects to satisfy the surety requirements of Section 330.250(c)(1) by filing his personal performance guarantee accompanied by collateral in the form of securities, he must shall guarantee sufficient funds to perform reclaiming in accordance

with 32 Ill. Adm. Code 340 Appendix G A for protection of health and safety and other requirements of the license(s) for the facility(ies). In addition, the securities supporting this guarantee must shall be fully registered as to principal and interest in such manner as to identify the State and the Department as holder of such collateral and also identifying that person filing such collateral. The securities shall be accompanied by a certificate whose wording contains the provisions specified in subsection (4) of Section 330 Appendix H, identifying the State and the Department as holder of such collateral and to also identify that person filing such collateral. These securities must shall have a current market value at least adequate to provide the necessary financial surety and must shall be included among the following types:

- 1) Negotiable United States Treasury securities assigned irrevocably to the State; or
- 2) Negotiable general obligation municipal or corporate bonds which have at least an "A" rating by Moody's and/or Standard and Poor's rating services and which are assigned irrevocably to the State.
- e) Personal Bond Supported by Certificate of Deposit. If an applicant or licensee elects to satisfy the surety requirements of Section 330.250(c)(1) by filing his personal performance guarantee accompanied by a Certificate of Deposit in an amount at least adequate to provide necessary financial surety, the irrevocable certificate of deposit supporting this guarantee must shall conform to the following requirements:
 - 1) The institution issuing the certificate of deposit must shall be an entity which has the authority to issue certificates of deposit and whose certificate of deposit operations are regulated and examined by a Federal or State agency;
 - 2) The certificate of deposit must shall be accompanied by a letter from the licensee referring to the certificate of deposit by number, issuing institution and date and providing the following information:
 - A) The radioactive material license number(s), name(s) and address(es) of the facility(ies) and the amount of funds assured for reclaiming of the facility(ies) by the certificate of deposit. Such certificate of deposit must shall also include a statement signed by

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an officer of the issuing financial institution which waives all rights of lien which the institution has or might have against the certificate;

- B) This letter must contain the applicable provisions specified in subsection (5) of Section 330. Appendix H of this Part. Additional provisions may be agreed to between the applicant or licensee and the issuing institution so long as no requirement of this Part or required provision is avoided or altered;
- 3) The certificate of deposit must be assigned Irrevocably to the State and issued for a period of at least one year. The certificate of deposit must provide that the expiration date will be automatically extended for a period of at least one year unless, at least 180 days before the current expiration date, the issuing institution notifies both the licensee and the Division Chief by certified mail of a decision not to extend the expiration date. Under the terms of the certificate of deposit, the 180 days will begin on the date when both the licensee and the Division Chief have received the notice, as evidenced by the return receipts; and

- 4) The Director may draw on the certificate of deposit upon forfeiture as provided in Section 330.250(c)(1)(C). The Director will also draw on the certificate of deposit if the licensee does not establish alternate financial surety as specified in this Part and obtain written approval of such alternate assurance from the Division Chief within ninety (90) days after receipt by both the licensee and the Division Chief of a notice from the issuing institution that it has decided not to extend the certificate of deposit beyond the current expiration date. The Director may delay the drawing if the issuing institution grants an extension of the term of the certificate of deposit. During the last thirty (30) days of any such extension, the Director will draw on the certificate of deposit if the licensee has failed to provide alternate financial surety as specified in this Part and obtain written approval of such surety from the Division Chief.

(Source: Amended at — Ill. Reg. —, effective —)

SECTION Section 330. APPENDIX H WORDING OF FINANCIAL SURETY ARRANGEMENTS Wording of Financial Surety Arrangements (SECTION Section 330.250(c)(1)(E))

- 1) A surety bond guaranteeing funds for reclaiming, as specified in subsection (a) of Section 330. Appendix G of this Part, must contain the following provisions except that the instructions in parentheses are to be replaced with the relevant information and the parentheses deleted:

SURETY BOND

Date bond executed: _____

Effective date: _____

Principal: (legal name and business address of applicant or licensee)

Type of organization: (insert "individual", "joint venture," "partnership" or "corporation")

State of incorporation:

Surety(ies): (Name(s) and business address(es))

License Number(s), name, address and reclaiming cost for each facility guaranteed by this bond: _____

Total penal sum of bond: \$ _____

Surety's bond number: _____

KNOW ALL PERSONS BY THESE PRESENTS, That we, the Principal and Surety(ies) hereto are firmly bound to the Illinois Department of Nuclear Safety, 1035 Outer Park Drive, Springfield, Illinois 62704, (hereinafter called Department), in the above penal sum for the payment of which we bind ourselves, our heirs, executors, administrators, successors and assigns jointly and severally; provided that, where the Surety(ies) are corporations acting as co-sureties, we, the Sureties, bind ourselves in such sum "jointly and severally" only for the purpose of allowing a joint action or actions against any or all of us, and for all other purposes each Surety binds itself, jointly and severally with the Principal, for the payment of such sum only as is set forth opposite the name of such Surety, but

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if no limit of liability is indicated, the limit of liability shall be the full amount of the penal sum.

WHEREAS said Principal is required, under the Radiation Protection Act of 1990, as amended, to have a license in order to receive, possess, store and use radioactive material at the facility identified above, and

WHEREAS said Principal is required to provide financial assurance for reclaiming as a condition of the license;

NOW, THEREFORE, the conditions of this obligation are such that if the Principal shall faithfully perform reclaiming, whenever required to do so, of each facility for which this bond guarantees funds for reclaiming, to the satisfaction of the Director, Illinois Department of Nuclear Safety, in accordance with acceptable practices for protection of health and safety pursuant to all applicable laws, statutes, rules and regulations, as such laws, statutes, rules and regulations may be amended.

OR, if the Principal shall provide alternate financial assurance as specified in Section 330.250(c)(1)(H), and obtain the written approval of such assurance from the Chief, Division of Radioactive Materials (hereinafter called the Division Chief), within ninety (90) days after the date notice of cancellation is received by both the Principal and the Division Chief from the Surety(ies), then this obligation shall be null and void; otherwise, it is to remain in full force and effect.

The Surety(ies) shall become liable on this bond obligation only when the Principal has failed to fulfill the conditions described above.

Upon notification by the Division Chief that the Principal has been found in violation of the reclaiming requirements of the Department, for a facility for which this bond guarantees funds for performance of reclaiming, the Surety(ies) shall forfeit the reclaiming cost amount guaranteed for the facility to the Department as directed by the Director.

Upon notification by the Division Chief that the Principal has failed to provide alternate financial assurance as specified in Section 330.250(c)(1)(H), and

obtain written approval of such assurance from the Division Chief during the thirty (30) days following receipt by both the Principal and the Director of a notice of cancellation of the bond, the Surety(ies) shall forfeit funds in the amount guaranteed for the facility(ies) to the Department as directed by the Director.

The Surety(ies) hereby waive(s) notification of amendments to licenses, applicable laws, statutes, rules and regulations and agrees that no such amendment shall in any way alleviate its (their) obligation on this bond.

The liability of the Surety(ies) shall not be discharged by any payment or succession of payments hereunder, unless and until such payment or payments shall amount in the aggregate to the penal sum of the bond, but in no event shall the obligation of the Surety(ies) hereunder exceed the amount of said penal sum.

The Surety(ies) may cancel the bond by sending notice of cancellation by certified mail to the applicant or licensee and to the Division Chief; provided, however, that cancellation shall not occur during the 180 days beginning on the date of receipt of the notice of cancellation by both the Principal and the Division Chief, as evidenced by the return receipts.

The Principal may terminate this bond by sending written notice to the Surety(ies); provided, however, that no such notice shall become effective until the Surety(ies) receive(s) written authorization for termination of the bond by the Division Chief.

IN WITNESS WHEREOF, the Principal and Surety(ies) have executed this SURETY BOND and have affixed their seals on the date set forth above.

The persons whose signatures appear below hereby certify that they are authorized to execute this surety bond on behalf of the Principal and Surety(ies).

PRINCIPAL

(Signature(s))
(Name(s))
(Title(s))
Corporate seal:

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DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF PROPOSED AMENDMENT

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DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF PROPOSED AMENDMENT

CORPORATE SURETY(IES)

(Name and address)
State of incorporation: _____
Liability limit: \$ _____

(Signature(s))
(Name(s))
(Title(s))
Corporate seal:

(For every co-surety, provide signature(s), corporate seal and other information in the same manner as for the Surety above.)

Bond premium: \$ _____

2) A letter of credit, as specified in subsection (b) of Section 330.~~Appendix G of this part, must shall~~ contain the following provisions except that instructions in parentheses are to be replaced with the relevant information and the parentheses deleted:

IRREVOCABLE STANDBY LETTER OF CREDIT

Chief
Division of Radioactive Materials
Illinois Department of Nuclear Safety

Dear Sir or Madam:

We hereby establish our Irrevocable Standby Letter of Credit No. _____ in your favor, at the request and for the account of (Applicant's or licensee's name and address) up to the aggregate amount of (in words) U.S. dollars \$ _____, available upon presentation of:

- A) your sight draft, bearing reference to this letter of credit No. _____, and
B) your signed statement reading as follows: "I certify that the amount of the draft is payable pursuant to regulations issued under authority of the Illinois Radiation Protection Act of 1990, as amended."

This letter of credit is effective as of (date) and shall expire on (date at least 1 year later), but such expiration date shall be

automatically extended for a period of (at least 1 year) on (date) and on each successive expiration date, unless, at least 180 days before the current expiration date, we notify both you and (applicant's or licensee's name) by certified mail that we have decided not to extend this letter of credit beyond the current expiration date. In the event you are so notified, any unused portion of the credit shall be available upon presentation of your sight draft for 180 days after the date of receipt by both you and (licensee's name), as shown on the signed return receipts.

Whenever this letter of credit is drawn on, under and in compliance with the terms of this credit, we shall duly honor such draft upon presentation to us, and we shall forfeit the amount of the draft to the State of Illinois in accordance with your instructions.

(Signature(s) and title(s) of official(s) of issuing institution)
(Date)
This credit is subject to (the most recent edition of the Uniform Customs and Practice for Documentary Credits, published by the International Chamber of Commerce, or the Uniform Commercial Code).

3)

A certificate of insurance, as specified in subsection (c) of Section 330.~~Appendix G of this part, must shall~~ contain the following provisions except that instructions in parentheses are to be replaced with the relevant information and the parentheses deleted:

CERTIFICATE OF INSURANCE FOR RECLAIMING

Name and Address of Insurer
(herein called the "Insurer"): _____

Name and Address of Insured
(herein called the "Insured"): _____

Facilities Covered: (List for each facility: The License Number, name, address and the amount of insurance for reclaiming (these amounts for all facilities covered ~~must shall~~ total the face amount shown below)).
Face Amount:
Policy Number:
Effective Date: _____

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF PROPOSED AMENDMENT

The Insurer hereby certifies that it has issued to the Insured the policy of insurance identified above to provide financial surety for reclaiming the facilities identified above. The Insurer further warrants that such policy conforms in all respects with the requirements of subsection (c) of Section 330, Appendix G of this Part, as applicable and as such regulations were constituted on the date shown immediately below. It is agreed that any provision of the policy inconsistent with such regulation is hereby amended to eliminate such inconsistency.

Whenever requested by the Chief, Division of Radioactive materials, Illinois Department of Nuclear Safety, the Insurer agrees to furnish to the Chief, Division of Radioactive Materials, a duplicate original of the policy listed above, including all endorsements thereon.

(Authorized signature for Insurer)
(Name of person signing)
(Title of person signing)
Signature of witness or notary:
(Date)

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF PROPOSED AMENDMENT

Name and address of Bank

Certificate of Deposit _____, 19
No. _____ \$ _____

(Licensee name and address) has deposited not subject to check (_____) Dollars (\$) payable to the order of Illinois Department of Nuclear Safety, Chief, Division of Radioactive Materials, (_____) days after notice in writing of intended withdrawal shall have been given to the bank and upon surrender of this certificate properly endorsed, with interest as herein provided.

This certificate shall be automatically renewed at maturity for successive periods of 1 year each. The bank reserves the right not to renew this certificate at the expiration of any 1 year's period upon mailing to the payee, at least 180 days prior to the expiration date, a notice of its election not to renew the certificate.

- 4) A personal bond supported by securities, as specified in subsection (d) of Section 330, Appendix G of this Part, ~~must shall~~ be accompanied by a document which contains the following provisions except that the instructions in parentheses are to be replaced with relevant information and the parentheses deleted:

ASSIGNMENT OF SECURITIES

Pursuant to 32 Ill. Adm. Code 330.250(c), (licensee or applicant's name) hereby transfers (_____) Dollars (\$) in negotiable United States Treasury Securities unto Illinois Department of Nuclear Safety, including interest which thereby accrues, represented by Certificate No. (_____), herewith and does hereby agree that such securities shall be used for purposes of ensuring reclamation of (name of facility) site.

- 5) A certificate of deposit, as specified in subsection (e) of Section 330, Appendix G of this Part, ~~must shall~~ contain the following provisions except that instructions in parentheses are to be replaced with the relevant information and the parentheses deleted:

(Licensee or Applicant)

, 19 .
Dated

Signature Guaranteed

By: _____
(Title)

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DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF PROPOSED AMENDMENT

ASSIGNMENT OF CORPORATE OR MUNICIPAL BOND

Pursuant to 32 Ill. Adm. Code 330.250(c), (licensee or applicant's name) hereby transfers to Illinois Department of Nuclear Safety bonds of the (Corporation or Municipality's name) for () Dollars (\$), No. () herewith standing in the name of the undersigned on the books of said (Corporation or Municipality) and does hereby agree that such bonds shall be used for purposes of ensuring reclaiming of (name of facility) site.

Dated

, 19 .

(Licensee or Applicant)

Signature Guaranteed

By: _____

(Title)

(Source: Amended at — Ill. Reg. —, effective ——)

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of Part: Toxic Air Contaminants
- 2) Code Citation: 35 Ill. Adm. Code 232
- 3) Section Number:
Section 232.APPENDIX A
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 1009.5 and 1027 [415 ILCS 5/9.5 and 5/27].
- 5) A Complete Description of the Subjects and Issues Involved:
A more complete description of this rulemaking can be found in the Board's opinion and order of August 26, 1993. The opinion and order are available for inspection and copying through the Clerk of the Board. The proposed amendment adds the chemical styrene to the list of 263 toxic air contaminants which may pose a significant risk to human health adopted by the Board as published October 30, 1992, 16 Ill. Reg. 16592. The Board's adoption of such a list is required by Section 9.5(c) of the Environmental Protection Act (Act).
- 6) Will this proposed rule replace an emergency rule currently in effect? Yes No
- 7) Does this rulemaking contain an automatic repeal date?
Yes No
- 8) Does this proposed amendment contain incorporations by reference? Yes No
- 9) Are there any other proposed amendments pending on this Part?
Yes No
- 10) Statement of Statewide Policy Objectives: The statewide policy objectives for this amendment are contained in Section 9.5 of the Act. In short, the objective is to identify and adopt a list of toxic air contaminants in Illinois. The list includes any contaminant which may cause or significantly contribute to an increase in mortality or an increase in serious irreversible or incapacitating reversible illness, or may pose a significant threat to human health or the environment. This proposed amendment would add styrene to the toxic air contaminants list.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Send written comments concerning R90-1(D) within 45 days of publication in the Illinois Register to:

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

Ms. Dorothy M. Gunn, Clerk
Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, Illinois 60601

All comments should be clearly marked with the docket number RR90-1(D). No additional hearings will be held in this matter unless requested pursuant to the Illinois Administrative Procedure Act. For further information, contact:

Initial Regulatory Flexibility Analysis:

- A) Types of small businesses, small municipalities and not for profit corporations affected:
Those small businesses which may emit styrene.

B) Reporting, bookkeeping or other procedures required for compliance:
None.

TYPES OF PROFESSIONAL SKILLS NECESSARY FOR COMMUNICATIONS

232.500 Procedures for Listing and Delisting Contaminants

232. Appendix A List of Toxic Air Contaminants
232. Appendix B Additional Procedures for Calculating the Chronic Toxicity score

232. Appendix C Carcinogens (Categories A, B1, and B2) listed on the Integrated Risk Information System' (IRIS) as of December 31, 1989 (United States Environmental Protection Agency, Office of Health and Environmental Assessment.)

AUTHORITY: Implementing Section 9.5 and authorized by Section 27 of the Environmental Protection Act [1]. Rev. Stat.: 1991, ch. 111.

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ILLINOIS POLLUTION CONTROL BOARD

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1/2, pars. 1009.5 and 1027) [415 ILCS 5/9.5 and 5/27].

SOURCE: Adopted in R90-1 at 16 Ill. Reg. 16592, effective October 18, 1992; amended in R90-1(D) at ___ Ill. Reg. _____ effective _____.
_____.
_____.

Section 232. APPENDIX A List of Toxic Air Contaminants

Chemical Name	Chemical Abstract Service Number
Acetaldehyde	75-07-0
Acetamide	60-35-5
Acetonitrile	75-05-8
Acetophenone	98-86-2
Acrolein	107-02-8
Acrylamide	79-06-1
Acrylic acid	79-10-7
Acrylonitrile	107-13-1
Aldrin	309-00-2
Allyl chloride	107-05-1
2-Aminanthraquinone	117-79-3
4-Aminoazobenzene	60-09-3
o-Aminazotoluene	93-56-3
4-Aminobiphenyl	92-67-1
1-Amino-2-methylanthraquinone	82-28-0
Amitrole	61-82-5
Aniline	62-53-3
o-Anisidine	90-04-0
o-Anisidine hydrochloride	134-29-2
Antimony	7440-36-0
Arsenic	7440-38-2
Asbestos (friable)	1332-21-4
Azobenzene	103-33-3
Benz(a)anthracene	56-55-3
Benzene	71-43-2
Benzidine	92-87-5
Benzo(a)pyrene	50-32-8
Benzo(b)fluoranthene	205-99-2
Benzo(1)fluoranthene	205-92-3
Benzo(k)fluoranthene	207-08-9
Benzotrichloride	98-07-7
Benzyl chloride	100-14-7
Benzyl violet	1694-09-3
Beryllium	7440-41-7
Beryllium oxide	1304-56-9
Biphenyl ₂	92-32-4
Boron trifluoride	7637-07-2

Chemical Name	Chemical Abstract Service Number
Bromofom	75-25-2
1,3-Butadiene	106-99-0
Butyl benzyl phthalate	85-68-7
beta-Butyrolactone	3068-88-0
C.I. Basic Red 9 monohydrochloride	569-61-9
Cadmium	7440-43-9
Cadmium oxide	1306-19-0
Caprolactam	105-60-2
Carbaryl	63-25-2
Carbofuran	1563-66-2
Carbon black	1333-86-4
Carbon disulfide	75-15-0
Carbon tetrachloride	56-23-5
Carbosulfan	55285-14-8
Chloramben	133-90-4
Chlordane	57-74-9
Chlorinated dibenzodioxins	--
Chlorinated dibenzofurans	--
Chlorendic acid	--
Alpha-Chlorinated toluenes	115-28-6
Chlorinated paraffins (C12, 60% chlorine)	--
Chlorine	108171-26-2
Chloroacetic acid	7782-50-5
Chlorobenzene	79-11-8
Chloroform	108-90-7
Chloromethyl methyl ether	67-66-3
4-Chloro-2-methylpropene	107-30-2
4-Chloro-o-phenylenediamine	563-47-3
p-Chloro-o-toluidine	95-83-0
Chloroprene	95-69-2
Chromium	126-99-8
Chromium VI	7440-47-3
Chrysene	18540-29-9
Coal tar(pitch) volatiles	218-01-9
Cobalt	65996-93-2
Coke Oven Emissions	7440-48-4
Copper	--
p-Cresidine	7440-50-8
Creosote (Coal)	120-71-8
Cresol (mixed isomers)	8001-58-9
cyanazine	1319-77-3
Cyclohexanone	21725-46-2
DDD	108-94-1
DDE	72-54-8
DDT	72-55-9
	50-29-3
	615-05-4
	39156-41-7
	101-80-4

ILLINOIS POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENT

2,4-Diaminotoluene
 Dibenzo(a,h)acridine
 Dibenzo(a,j)acridine
 Dibenzo(a,h)anthracene
 Dibenzo(a,e)pyrene
 Dibenzo(a,h)pyrene
 Dibenzo(a,i)pyrene
 Dibenzo(a,l)pyrene
 Diphenyl phthalate
 1,2-Dibromo-3-chloropropane
 1,2-Dibromoethane (Ethylene dibromide)
 3,31-Dichlorobenzidine dihydrochloride
 3,31-Dichlorobenzidine dihydrochloride
 Dichloroether
 2,4-Dichlorophenoxyacetic acid (2,4-D)
 1,2-Dichloropropane
 1,3-Dichloropropylene
 Dichlorvos
 Diprindin
 Diepoxybutane
 1,2-Diethylhydrazine
 Di(2-ethylhexyl) phthalate
 Diethyl sulfate
 Diglycidyl resorcinol ether
 3,31-Dimethoxybenzidine
 Dimethyl acetamide
 4-Dimethylaminoazobenzene
 3,31-Dimethylbenzidine [o-Tolidine]
 Dimethylcarbamoyl chloride
 Dimethyl formamide
 1,1-Dimethylhydrazine
 1,2-Dimethylhydrazine
 Dimethyl sulfate
 Dinitroresol
 2,4-Dinitrophenol
 2-Ethoxytoluene
 1,4-Dioxane
 1,2-Diphenylhydrazine
 Disulfoton
 Endothall
 Epichlorohydrin
 2-Ethoxyethanol
 Ethyl acrylate
 Ethylene dichloride
 Ethylene oxide
 Ethylene thiourea
 Etridiazole
 FMC-67825

95-80-7
 226-36-8
 224-42-0
 53-70-3
 192-65-4
 189-64-0
 189-55-9
 191-30-0
 84-74-2
 96-12-8
 106-93-4
 91-94-1
 612-83-9
 111-44-4
 94-75-7
 78-87-5
 542-75-6
 62-73-7
 60-57-1
 1464-53-5
 1615-80-1
 117-81-7
 64-67-5
 101-90-6
 119-90-4
 127-19-5
 60-11-7
 119-93-7
 79-44-7
 68-12-2
 57-14-7
 540-73-8
 77-78-1
 534-52-1
 51-28-5
 121-14-2
 123-91-1
 122-66-7
 298-04-4
 145-73-3
 106-89-8
 110-80-5
 140-88-5
 107-06-2
 75-21-8
 96-45-7
 2593-15-9
 95465-99-9

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Fluorine
 Folpet
 Formaldehyde
 Furmeccylox
 Heptachlor
 Heptachlor epoxide
 Hexachlorobenzene
 Hexachloro-1,3-butadiene
 Hexachlorocyclopropane
 Hexachlorodibenz-p-dioxin
 Hexachloroethane
 Hexamethylphosphoramide
 Hydrazine
 Hydrazine sulfate
 Hydrogen cyanide
 Indeno(1,2,3-cd)pyrene
 Isophorone diisocyanate
 Lead
 Lindane (alpha)
 Lindane (beta)
 Lindane (gamma)
 Lindane (mixed isomers)
 Linuron
 Malathion
 Manganese
 Mercury
 2-Methoxyethanol
 2-Methoxyethanol acetate
 5-Methylchrysene
 4,41-Methylenebis(2-chloroaniline)
 Methylenebis(phenylisocyanate)
 4,41-Methylenebis(N,N-dimethyl) benzenamine
 Methylene chloride
 4,41-Methylenedianiline
 4,41-Methylenedianiline dihydrochloride
 Metolachlor
 Michler's Ketone
 Mirex
 Monoethanolamine
 beta-Naphthylamide
 Nickel
 Nitric acid
 Nitrioltriacetic acid
 Nitrobenzene

7782-41-4
 133-07-3
 50-00-0
 60568-05-0
 76-44-8
 1024-57-3
 118-74-1
 87-68-3
 77-47-4
 19408-74-3
 67-72-1
 680-31-9
 302-01-2
 10034-93-2
 74-90-8
 193-39-5
 4098-71-9
 7439-92-1
 319-84-6
 319-85-7-
 58-89-9
 608-73-1
 330-55-2
 121-75-5
 7439-96-5
 7439-97-6
 109-86-4
 110-49-6
 3697-24-3
 101-14-4
 101-68-8
 101-61-1
 75-09-2
 101-77-9
 13552-44-8
 60-34-4
 74-88-4
 74-93-1
 70-25-7
 51218-45-2
 90-94-8
 2385-85-5
 141-43-5
 91-59-8
 7440-02-0
 7697-37-2
 139-13-9
 98-95-3

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5-Nitro-o-anisidine 99-59-2
 2-Nitropropane 79-46-9
 N-Nitroso-n-butyl-N-(3-carboxypropyl) amine 38252-74-3
 N-Nitroso-n-butyl-N-(4-hydroxybutyl) amine 3817-11-6
 N-Nitrosodi-n-butylamine 924-16-3
 N-Nitrosodiethanolamine 1116-54-7
 N-Nitrosodiethylamine 55-18-5
 N-Nitrosodimethylamine 62-75-9
 N-Nitrosodiphenylamine 86-30-6
 N-Nitrosodi-n-propylamine 621-64-7
 N-Nitrosodiethylurea 759-73-9
 3-(N-Nitrosomethylamino) propionitrile 60153-49-3
 N-Nitrosomethylethylamine 10595-95-6
 N-Nitroso-N-methylurea 684-93-5
 N-Nitrosomethylvinylamine 4549-40-0
 N-Nitrosomorpholine 59-89-2
 N-Nitrosomonocotoline 16543-55-8
 N-Nitrosopiperidine 100-75-4
 N-Nitrosopyrrolidine 930-55-2
 N-Nitrososarcosine 13256-22-9
 Nitrofen 1836-75-5
 Pentachloronitrobenzene 82-68-8
 Pentachlorophenol 87-86-5
 Peracetic acid 79-21-0
 Phenol 108-95-2
 Phenylhydrazine 100-63-0
 Phosphate 298-02-2
 Phosphorus oxychloride 7723-14-0
 Phosphorus pentachloride 10025-87-3
 Polybrominated biphenyls 10026-13-8
 Polychlorinated biphenyls 1336-36-3
 Potassium bromate 7758-01-2
 Propene sulfone 1120-71-4
 beta-Propiolactone 57-57-8
 Propylene imine 75-55-8
 Propylene oxide 75-56-9
 Pyrene 129-00-0
 Quinoline 92-22-5
 Selenium 7782-49-2
 Sodium borate 1303-96-4
 Styrene 100-42-5
 Styrene oxide 96-09-3
 Sulfallate 95-06-7
 Sulfuric acid 7664-93-9
 Terbufos 13071-79-9
 1,1,2,2-Tetrachloroethane 79-34-3
 Tetrachloroethylene 127-18-4

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2,3,7,8-Tetrachlorodibenzo-p-dioxin 1746-01-6
 4,41-Thiodianiline 139-65-1
 Thiophenol 108-98-5
 Thiourea 62-56-6
 Thorium dioxide 1314-20-1
 Toluene 108-88-3
 Toluene-2,4-diisocyanate 584-84-9
 Toluene-2,6-diisocyanate 91-08-7
 o-Tolidine 95-53-4
 o-Tolidine hydrochloride 636-21-5
 p-Tolidine 106-49-0
 Toxaphene 8001-35-2
 1,2,4-Trichlorobenzene 120-82-1
 Trichloroethylene 79-01-6
 2,4,6-Trichlorophenol 88-06-2
 Trimethyl benzene 25551-13-7
 1,2,4-Trimethyl benzene 95-63-6
 2,4,6-Trinitrotoluene 118-96-7
 Tris(2,3-dibromopropyl)phosphate 126-72-7
 Trypan blue 72-57-1
 Urethane (Ethyl carbamate)
 Vinyl bromide 593-60-2
 vinyl chloride 75-01-4
 vinylidene chloride 75-35-4
 Antimony compounds --
 Includes any unique chemical substance that contains antimony as part of that chemical's infrastructure
 Arsenic compounds --
 Includes any unique chemical substance that contains arsenic as part of that chemical's infrastructure
 Beryllium compounds --
 Includes any unique chemical substance that contains beryllium as part of that chemical's infrastructure
 Cadmium compounds --
 Includes any unique chemical substance that contains cadmium as part of that chemical's infrastructure
 Chromium compounds --

ILLINOIS POLLUTION CONTROL BOARD

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Includes any unique chemical substance that contains chromium as part of that chemical's infrastructure

Cobalt compounds

Includes any unique chemical substance that contains cobalt as part of that chemical's infrastructure

Cyanide compounds

X (pos), CN (neg) where X = H (pos) or any other group where a formal-dissociation can be made. For example, KCN or Ca(CN) 2

Lead compounds

Includes any unique chemical substance that contains lead as part of that chemical's infrastructure

Manganese compounds

Includes any unique chemical substance that contains manganese as part of that chemical's infrastructure

Mercury compounds

Includes any unique chemical substance that contains mercury as part of that chemical's infrastructure

Nickel compounds

Includes any unique chemical substance that contains nickel as part of that chemical's infrastructure

(Source: Amended at ___ Ill. Reg. ___, effective _____.)

ILLINOIS REGISTER

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Illinois Professional Land Surveyor Act of 1989

2) Code Citation: 68 Ill. Adm. Code 1270

3) Section Number: 1270.5

Proposed Action:
Amendment
Amendment
Amendment
[1270.13]

4) Statutory Authority: Illinois Professional Land Surveyor Act of 1989 (Ill. Rev. Stat. 1991, ch. 111, pars. 3255 and 3256) [225 ILCS 330/5 and 330/6].

5) A Complete Description of the Subjects and Issues Involved:

This rulemaking expands the Experience Section of the rules to give candidates for land surveyor licenses more information about experience requirements for licensure. The rules stipulate that at least two-thirds of the applicant's experience shall be acquired in the areas of preparing maps and locating land boundaries and land boundary corners. Also listed are areas in which no more than one-third of the applicant's experience may be acquired.

Applicants for licensure by examination will be required to file applications with the Department by December 1 for the spring examination and by June 1 for the fall examination. Currently the filing deadlines are December 15 and June 15. The dates are being moved up because the National Council of Examiners for Engineering and Surveying (NCEES) has moved up the dates by which the examinations must be ordered.

Various typographical and style changes also were made.

6. Will these proposed amendments replace an emergency Rule currently in effect? No

7. Does this rulemaking contain an automatic repeal date? No

8) Do these proposed amendments contain incorporations by reference? No

9) Are there any other proposed Rules pending on this Part? No

10) Statement of Statewide Policy Objectives (if applicable):

This rulemaking has no impact on local government.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Interested persons may submit written comments and views to:

Department of Professional Regulation
Attention: Jean A. Courtney
320 West Washington, 3rd Floor
Springfield, IL 62786
217/785-0800

All comments received within 30 days of this issue of the Illinois Register will be considered. The comments of interested persons who submit a request to comment within 14 days of this issue will be considered if received within 30 days of such request.

12) Initial Regulatory Flexibility Analysis:

- A) Types of small businesses, small municipalities and not for profit corporations affected: Firms that provide land surveying services.
- B) Reporting, bookkeeping or other procedures required for compliance:
Applications for the twice-a-year examinations will need to be filed by December 1 for the spring examination and by June 1 for the fall examination.
- C) Types of professional skills necessary for compliance:
Land surveyor skills are necessary for licensure.

The full text of the Proposed amendments begins on the next page.

TITLE 68: PROFESSIONS AND OCCUPATIONS
CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS
PART 1270
ILLINOIS PROFESSIONAL LAND SURVEYOR ACT OF 1989

Section 1270.5	Application for Licensure as a Professional Land Surveyor by Examination
1270.10	Application for Licensure as a Professional Land Surveyor by Examination
1270.13	Experience
1270.15	Definition of Related Science
1270.20	Examinations
1270.30	Endorsement
1270.35	Inactive Status
1270.40	Restoration
1270.45	Corporations and Partnerships
1270.50	Renewals
1270.60	Granting Variances

AUTHORITY: Implementing the Illinois Professional Land Surveyor Act of 1989 [Ill. Rev. Stat. 1991, ch. 111, pars. 3251 through 3299] [225 ILCS 330] and authorized by Section 60(7) of the Civil Administrative Code of Illinois [Ill. Rev. Stat. 1991, ch. 127, par. 60(7)] [20 ILCS 2105/60(7)].

SOURCE: Rules and Regulations Promulgated for the Administration of the Illinois Land Surveyors Act, effective April 27, 1967; 2 Ill. Reg. No. 50, page 64, effective December 11, 1978; codified at 5 Ill. Reg. 11039; 5 Ill. Reg. 14171, effective January 6, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 916, effective January 6, 1982; 3, 1984; emergency amendment at 6 Ill. Reg. 7448, effective June 15, 1982; emergency amendment at 8 Ill. Reg. 5365, effective April 12, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15485, effective August 10, 1984; amended at 11 Ill. Reg. 1615, effective January 6, 1987; amended at 11 Ill. Reg. 4763, effective March 10, 1987; recodified from Chapter I, 68 Ill. Adm. Code 270 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1270 (Department of Professional Regulation) Pursuant to P.A. 85-225, effective January 1, 1988, at 12 Ill. Reg. 2950; amended at 15 Ill. Reg. 5258, effective April 2, 1991; amended at 16 Ill. Reg. 15546, effective September 28, 1992; amended at 17 Ill. Reg. _____ effective _____

Section 1270.5 Application for Licensure as a Professional Land Surveyor-in-Training by Examination

NOTICE OF PROPOSED AMENDMENTS

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a) An applicant for licensure as a Professional Land Surveyor-in-Training under the Illinois Professional Land Surveyor Act of 1989 (the "Act") (Ill. Rev. Stat. 1989, ch. 111, par. 3251 et. seq.) shall file an application, on forms supplied by the Department of Professional Regulation (the "Department"), by December 1⁴⁵ for the spring examination and June 1⁴⁵ for the fall examination. The application shall include the following:

- 1) Certification of education completed by the educational institution attended and/or experience verified by the employer of one of the following:
 - A) A baccalaureate degree in land surveying from an accredited college or university;
 - B) A baccalaureate degree from an accredited college or university in a related science, as defined in Section 1270.15, including 24 semester hours of land surveying courses;
 - C) A baccalaureate degree in a related science, as defined in Section 1270.15, from an accredited college or university and two (2) years of approved land surveying experience as set forth in Section 1270.13. Maximum allowable experience under Section 1270.13(d)(2) shall be 8 months;
 - D) An associate degree in land surveying technology from an accredited junior college and three (3) years of approved land surveying experience as set forth in Section 1270.13. Maximum allowable experience under Section 1270.13(d)(2) shall be 12 months;
 - E) An associate degree in engineering technology from an accredited junior college and four (4) years of approved land surveying experience as set forth in Section 1270.13. Maximum allowable experience under Section 1270.13(d)(2) shall be 24 months; or
 - F) An associate degree in a related science from an accredited junior college and six (6) years of approved land surveying experience as set forth in Section 1270.13. Maximum allowable experience under Section 1270.13(d)(2) shall be 24 months; or
 - G) A high school diploma or GED and eight (8) years of approved land surveying experience as set forth in Section 1270.13. Maximum allowable experience under Section 1270.13(d)(2) shall be 32 months.

- 2) A complete work history indicating all employment since fulfillment of the educational requirements set forth in subsection (1) above.
- 3) If such applicant has ever been licensed in another jurisdiction, certification from the jurisdiction of original licensure and certification from the jurisdiction of predominant active practice, including the following:
 - A) The date of issuance of the applicant's license and the current status of such license;
 - B) The basis of licensure and a description of the examination law which the applicant was licensed, if any; and
 - C) Whether the records of the licensing authority contain any record of any disciplinary action taken or pending against the applicant.
- 3) Certification, on forms provided by the Department, from the state or territory of the United States in which the applicant was originally licensed and the state in which the applicant predominantly practices and is currently licensed, if applicable, stating:
 - A) The time during which the applicant was licensed in that jurisdiction, including the date of the original issuance of the license;
 - B) A description of the examination in that jurisdiction; and
 - C) Whether the file on the applicant contains any record of disciplinary actions taken or pending.
- 4) The required fee specified in Section 21 of the Act.

- b) Beginning January 1, 1998, an applicant shall have a baccalaureate degree in land surveying from an accredited college or university or a baccalaureate degree in a related science including at least 24 semester hours of land surveying courses from a Board approved curriculum of an accredited institution (Section 43 of the Act) (Section 13 of the Act).

(Source: Amended at 17 Ill. Reg. _____, effective _____)

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Section 1270.10 Application for Licensure as a Professional Land Surveyor by Examination

An applicant for licensure as a Professional Land Surveyor shall file an application on forms supplied by the Department by December 1st for the spring examination and June 1st for the fall examination. The application shall include the following:

a) Educational and experience requirements.

1) Applicants filing after January 1, 1986:

- A) Shall have met one of the educational and experience requirements set forth in Section 1270.5;
- B) Shall have been issued a license as a Professional Land Surveyor-in-Training; and
- C) Shall have completed at least four (4) years of ~~approved~~ experience in land surveying approved in accordance with ~~set forth in~~ Section 1270.13. Such experience shall be subsequent to passage of the Fundamentals of Land Surveying examination.

2) Applicants who have obtained four (4) years of experience or more in the practice of land surveying PRIOR TO January 1, 1982:

- A) Shall have met one of the educational and experience requirements set forth in Section 1270.5(a)(1); and
- B) Shall have completed at least four (4) years of approved experience in land surveying as set forth in Section 1270.13. Applicants shall be permitted to continue acquiring experience without being issued a Professional Land Surveyor-in-Training license.

b) Certification, on forms provided by the Department, from the state or territory of the United States in which the applicant was originally licensed and the state in which the applicant predominantly practices and is currently licensed, if applicable, stating:

- 1) The time during which the applicant was licensed in that jurisdiction, including the date of the original issuance of the license;
- 2) A description of the examination in that jurisdiction; and
- 3) Whether the file on the applicant contains any record of disciplinary actions taken or pending.

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b) If--such--applicant--has--ever--been--licensed--in--another--jurisdiction--certification--from--the--jurisdiction--of--original--license--and--certification--from--the--jurisdiction--of--predominant--active--practice--including--the--following:

- 1) The date of issuance of the applicant's license and the current states of such license;
 - 2) The basis of licensure and a description of the examination by which the applicant was licensed, if any; and
 - 3) Whether the records of the licensing authority contain any record of any disciplinary action taken or pending against the applicant.
- c) Verification of experience form, completed by the employer, indicating the required four (4) years of approved experience in land surveying as set forth in Section 1270.13.
- d) A complete work history indicating all employment since fulfillment of the educational requirements set forth in Section 1270.5.
- e) The required fee specified in Section 21 of the Act.

(Source: Amended at 17 Ill. Reg. _____, effective _____)

Section 1270.13 Experience

The experience requirements set forth in Section 1270.5 and 1270.10 shall meet the criteria described below.

- a) Credit shall be given for actual experience in the practice of land surveying as defined in Section 5 of the Act.
- b) Such experience shall be under the direct supervision and control of a professional land surveyor as defined in Section 4(d) of the Act.
- c) In addition to the above requirements, the four years of experience set forth in Section 1270.10(a)(1)(c) shall be in the responsible charge of land surveying operations as defined in Section 4(e) of the Act.

- d) Experience shall be in areas of land surveying practice designated in (d)(1) and (d)(2) of this Section or in other areas which, in the opinion of the Board, provide the applicant with knowledge of practice of land surveying at least equivalent to that which is generally acquired by experience in the areas listed. An applicant need not have experience in all areas listed below.

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- 1) At least two-thirds of an applicant's experience shall be acquired in:
 - A) Locating land boundaries and land boundary corners, including the following services:
 - i) Researching public and private records;
 - ii) Relocating lost or obliterated corners;
 - iii) Establishing, reestablishing or perpetuating survey monuments;
 - iv) Subdividing sections;
 - v) Establishing or retracing property lines to determine length and bearing;
 - vi) Reestablishing obliterated property lines;
 - vii) Preparing descriptions of real property from data acquired by field measurements;
 - viii) Conducting resurveys; and
 - ix) Writing and interpreting land descriptions.
 - B) Preparing maps, including:
 - i) Maps of sections or portions of sections or townships as established by the original public land survey and subdivisions of those sections in accordance with the manuals of surveying instructions by the federal government and the State of Illinois.
 - ii) Subdivision plats prepared in accordance with the Illinois Statutes or local ordinances;
 - iii) Certified survey maps prepared in accordance with the Illinois Statutes or local ordinances;
 - iv) Maps showing other divisions of land not controlled by statute or ordinance; and
 - v) Official plats or maps of land in this State.
- 2) Not more than one-third of an applicant's experience may be acquired in:

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- A) Drafting highway and railroad rights-of-way plans;
- B) Construction staking for highways, roads, streets or similar projects within the boundaries of established rights of way;
 - C) Performing topographic surveys;
 - D) Developing control networks for aerial photography unless property lines are used for control; and
 - E) Performing new building layout or construction surveys or other design related surveys.

(Source: Amended at 17 Ill. Reg. _____, effective _____)

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DEPARTMENT OF PROFESSIONAL REGULATION
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- 1) Heading of the Part: Optometric Practice Act of 1987
Code Citation: 68 Ill. Adm. Code 1320
- 2) Section Numbers: Proposed Action:
- | | | |
|--|-----------|-----------|
| 1320.300 | Amendment | |
| 4) <u>Statutory Authority:</u> Ill. Rev. Stat. 1991, ch. 111, pars. 3910 and 3919 [225 ILCS 30/10 and 19]. | 1320.40 | Amendment |
| | 1320.50 | Amendment |
| | 1320.70 | Amendment |
| | 1320.80 | Amendment |
| | 1320.100 | Amendment |
- 5) A Complete Description of the Subjects and Issues Involved:
- Section 19 of the Illinois Optometric Practice Act of 1987 authorizes the Department of Professional Regulation to provide by rule a schedule of fees to be paid for certificates of registration by all applicants.
- This rulemaking provides for the following fee increases: optometrist license application (\$200 to \$250), topical ocular pharmaceuticals certificate application (\$130 to \$150), ancillary optometric license application (\$80 to \$100), application for licensure by endorsement (\$200 to \$250), renewal of an optometrist license (\$100 to \$125 per year), renewal of a topical ocular pharmaceutical certificate (\$25 to \$50 per year), renewal of an ancillary optometry license (\$25 to \$50 per year), renewal of ancillary topical ocular pharmaceutical certificate (\$10 to \$37.50 per year) and renewal as a sponsor of continuing education (\$50 to \$125 per year).
- The fees are being increased to cover projected costs of maintaining current service levels. In addition to maintaining current service levels, the profession has indicated a desire for program changes which will result in increased costs.
- Since the Department of Professional Regulation's funding has required full cost recovery from all professions, the proposed fee increases are necessary to match desired service levels.
- 6) Will these proposed amendments replace an emergency rule currently in effect?
 No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Do these proposed amendments contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? Yes
- | | | |
|-----------------|-----------------|------------------------------------|
| Section Numbers | Proposed Action | Ill. Reg. Citation |
| 1320.30 | Amendment | 17 Ill. Reg. 6729
(May 7, 1993) |

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- 1320.40
- Amendment
- 1320.50
- Amendment
- 1320.70
- Amendment
- 1320.80
- Amendment
- 1320.100
- Amendment
- 10) Statement of Statewide Policy Objectives (if applicable):
- This rulemaking has no effect on local governments.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:
- Interested Persons may submit written comments and views to:
- Department of Professional Regulation
Attention: Jean A. Courtney
320 West Washington, 3rd Floor
Springfield, IL 62786
217/785-0800

All comments received within 30 days of this issue of the Illinois Register will be considered. The comments of interested persons who submit a request to comment within 14 days of this issue will be considered if received within 30 days of such request.

12) Initial Regulatory Flexibility Analysis:

- A) Types of small businesses, small municipalities and not for profit corporations affected: Optometrists and businesses providing continuing education for optometrists.
- B) Reporting, bookkeeping or other procedures required for compliance:
Reporting and bookkeeping procedures remain the same.
- C) Types of professional skills necessary for compliance:
Education and experience in optometry are necessary for licensure.

The full text of the Proposed Amendments begins on the next page:

Section Numbers	Proposed Action	Ill. Reg. Citation
1320.30	Amendment	17 Ill. Reg. 6729 (May 7, 1993)

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF PROPOSED AMENDMENT

**TITLE 68: PROFESSIONS AND OCCUPATIONS
CHAPTER VI: DEPARTMENT OF PROFESSIONAL REGULATION
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS**

**PART 1320
OPTOMETRIC PRACTICE ACT OF 1987**

SUBPART A: PROFESSIONS AND OCCUPATIONS

Section	Fees	Fees
1320.300		Ancillary Licenses
1320.310		Ancillary Licenses and Certificates

AUTHORITY: Implementing the Optometric Practice Act of 1987 (Ill. Rev. Stat. 1991, ch. 111, pars. 3901 through 3929 [225 ILCS 80]) authorized by Section 60(7) of The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, par. 60(7) [20 ILCS 2105/60(7)]).

SOURCE: Adopted at 5 Ill. Reg. 5869, effective June 1, 1981; codified at 5 Ill. Reg. 11046; emergency amendment at 6 Ill. Reg. 916, effective January 6, 1982, for a maximum of 150 days; emergency amendment at 6 Ill. Reg. 2273, effective January 29, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 7448, effective June 15, 1982; amended at 6 Ill. Reg. 10032, effective August 1, 1982; amended at 9 Ill. Reg. 1092, effective January 11, 1985; amended at 10 Ill. Reg. 7340, effective April 16, 1986; transferred from Chapter I, 68 Ill. Adm. Code 320 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1320 (Department of Professional Regulation) pursuant to P.A. 85-225 effective January 1, 1988, at 12 Ill. Reg. 1821; emergency amendment at 12 Ill. Reg. 1925, effective January 1, 1988, for a maximum of 150 days; emergency expired May 30, 1988; amended at 12 Ill. Reg. 11447, effective June 27, 1988; amended at 13 Ill. Reg. 6994, effective April 25, 1989; amended at 14 Ill. Reg. 14128, effective August 15, 1990; amended at 17 Ill. Reg. _____ effective _____

SUBPART C: GENERAL

Section 1320.300 Fees

- a) Application fees
 - 1) The fee for application for a license as an optometrist is \$200 \$250.
 - 2) The fee for application for a certificate for use of topical ocular pharmaceuticals is \$130- \$150.
 - 3) The fee for application for an ancillary optometric license is \$80-\$100.
 - 4) The fee for application for an ancillary Topical Ocular Pharmaceutical license is \$50.

SUBPART B: TOPICAL OCULAR PHARMACEUTICAL

Section	Definitions and Standards
1320.200	Application for Certification
1320.210	Approved Pharmacological Training
1320.220	Approved Topical Ocular Pharmaceutical Agents
1320.230	Restoration of Certification
1320.240	Endorsement of Certificate
1320.250	Renewal of Certification
1320.260	Display of Certification
1320.270	

SUBPART C: GENERAL

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF PROPOSED AMENDMENT

- 5) Applicants for any examination shall be required to pay, either to the Department or its designated testing service, a fee covering the cost of determining the applicant's eligibility and providing the examination.

6) The fee for application for licensure from a person licensed as an optometrist in another jurisdiction is \$200 \$250.

7) The fee for a sponsor of continuing education is \$500.

b) Renewal fees

1) The fee for renewal of an optometrist license is \$400 \$125 per year.

2) The fee for renewal of a topical ocular pharmaceutical certificate is \$25 \$37.50 per year.

3) The fee for renewal of an ancillary optometry license is \$25 \$50 per year.

4) The fee for renewal of an ancillary topical ocular pharmaceutical certificate is \$40- \$37.50 per year.

5) The fee for renewal as a sponsor of continuing education is \$50 \$125 per year.

c) General Fees

1) The fee for restoration of a license other than from inactive status is \$20 plus payment of all lapsed renewal fees.

2) The fee for issuance of a duplicate license or certificate or for the issuance of a replacement license for a license which has been lost or destroyed is \$20.

3) The fee for the issuance of a license or certificate with a change of name or address other than during the renewal period is \$20. No fee is required for name and address changes on Department records when no duplicate license is replaced.

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- 4) The fee to have the scoring of an examination reviewed and verified by the Department is \$20 plus any fee charged by the applicable testing service to rescore the examination.

5) The fee for certification of a licensee's record (e.g., license status, examination information) is \$20.

6) The fee for a wall certificate showing licensure is the actual cost of producing ~~such-a~~ the license.

7) The fee for a roster of persons licensed under the Act is the actual cost of producing ~~such-a~~ the roster.

(Source: Amended at 17)

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Trifecta
- 2) Code Citation: 11 Ill. Adm. Code 409
- 3) Section Numbers: 409.20
- 4) Statutory Authority: 230 ILCS 1992, 5/1 et seq.
- 5) A complete description of the subjects and issues involved: This rulemaking allows for a coupled entry in overnight thoroughbred races. Under the present rule, many trifectas wagers have been cancelled due to the restriction on entries in thoroughbred racing.
- 6) Will these proposed amendments replace emergency amendments currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Do these proposed amendments contain incorporation by reference? No.
- 9) Are there any other proposed amendments pending in this Part? No
- 10) Statement of Statewide Policy Objectives: No local governmental units will be required to increase expenditures.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: All comments should be submitted in writing, within 30 days of this notice, to:

Illinois Racing Board, Legal Department
100 West Randolph, Ste. 11-100
Chicago, Illinois 60601
- 12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: August 25, 1993
- B) Types of small business affected: None
- C) Reporting, bookkeeping or other procedures required for compliance: None
- D) Types of professional skills necessary for compliance: None

The full text of the proposed amendment begins on the next page:

NOTICE OF PROPOSED AMENDMENTS

- TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY
SUBTITLE B: HORSE RACING
CHAPTER I: ILLINOIS RACING BOARD
SUBCHAPTER b: RULES APPLICABLE TO ORGANIZATION LICENSEES
- PART 409
TRIFECTA

5)	<u>Trifecta Wager Entries and Fields Prohibited Winning Combinations Dead Heat Irregular Wagering Pattern Special Conditions for Thoroughbred Trifecta Races (Repealed)</u>	Section 409.10 409.20 409.30 409.40 409.50 409.60 409.65 409.70 409.75 409.80 409.85 409.90
6)	<u>Special Conditions for Harness Trifecta Races (Repealed)</u>	Section 409.11 409.12 409.13 409.14 409.15 409.16 409.17 409.18 409.19 409.20
7)	<u>Restrictions on Thoroughbred Trifecta Races (Repealed)</u>	Section 409.21 409.22 409.23 409.24 409.25 409.26 409.27 409.28 409.29 409.30
8)	<u>Waiver of Rules (Repealed)</u>	Section 409.31 409.32 409.33 409.34 409.35 409.36 409.37 409.38 409.39 409.40
9)	<u>Restrictions on Harness Trifecta Races Minimum Fields</u>	Section 409.41 409.42 409.43 409.44 409.45 409.46 409.47 409.48 409.49 409.50

AUTHORITY: Implementing and authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 (230 ILCS 5/1 et. seq.).

SOURCE: Adopted at 4 Ill. Reg. 38, p. 187, effective September 8, 1980; codified at 5 Ill. Reg. 10894; emergency amendment at 9 Ill. Reg. 2532; effective February 8, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 10270, effective June 21, 1985; amended at 14 Ill. Reg. 11317, effective July 3, 1990; amended at 14 Ill. Reg. 12265, effective July 13, 1990; amended at 14 Ill. Reg. 17670, effective October 16, 1990; amended at 14 Ill. Reg. 20063, effective December 4, 1990; amended at 16 Ill. Reg. 20176, effective December 9, 1992; amended at 17 Ill. Reg. _____, effective _____.

- Section 409.20 Entries and Fields Prohibited
- a) Fields are prohibited in Trifecta races.
- b) Only one entry (i.e., two or more horses with a common interest) either coupled or uncoupled (see 11 Ill. Adm. Code 1312.265 and 1413.48) shall be allowed in a trifecta race so long as it is a stakes race with a minimum purse of \$25,000 and a minimum field of eight betting interests.

NOTICE OF PROPOSED AMENDMENTS

- c) For harness racing, no entry, coupled or uncoupled, shall be allowed in a trifecta race which is not a stakes race.
- d) ~~No entry, /coupled or uncoupled, /will be allowed in a trifecta race if the number of bettors/interests falls below/eight/ races, one entry shall be allowed in a trifecta race so long as the entry is coupled, and at least eight betting interests are carded.~~
- (Source: Amended at 17 Ill. Reg. _____, effective _____)

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DEPARTMENT OF STATE POLICE MERIT BOARD
NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: PROCEDURES OF THE DEPARTMENT OF STATE POLICE MERIT BOARD
- 2) Code Citation: 80 Ill. Adm. Code 150
- 3) Section Numbers:
Proposed Action:
 150.210 Amendment
 150.310 Amendment
 150.320 Amendment
 150.410 Amendment
 150.430 Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 121, par. 307.8, 307.9 and 307.10
- 5) A Complete Description of the Subjects and Issues Involved:

150.210 and 150.320 - The education requirement for the Special Agent rank is being eliminated from Merit Board rules because of the method the Illinois State Police utilizes to select officers for this position. Currently all Illinois State Police Sworn Officers are hired as cadets. As of April, 1987 any cadet hired by the Illinois State Police had to possess 60 semester or 90 quarter hours of college from an accredited college or university. After successful completion of the ISP training academy, field training officer's program and probationary period, a sworn officer must serve as a trooper before becoming an agent. Illinois State Police command will select the most qualified officers to fill investigative positions from those presently working in patrol assignments or other segments of the agency.

150.310 and 150.430 d), e), f) and g) - The ranks of Special Agent Sergeant, Special Agent Master Sergeant, Special Agent Lieutenant, Special Agent Captain, and Special Agent Major have been eliminated. The creation of the Division of Operations from the merger of the Divisions of State Troopers and Criminal Investigation obviates the need for these titles.

150.410 - The Board voted to offer the promotional examination every twelve months for the ranks of Sergeant and Master Sergeant. The promotional examination will still be offered every twenty-four months for the ranks of Lieutenant, Captain, and Major. The Board, after meeting with the Illinois State Police, the Command Officer's Association and the Fraternal Order of Police, has made these time changes in order to improve the sworn promotional process.

150.430 d) and e) - The performance evaluation has been renamed to performance appraisal to redirect the emphasis on performance rather than a numerical score.

150.430 g) - The promotional certification lists for Sergeant and Master Sergeant have previously been divided by districts for the patrol divisions and areas for the investigative divisions. Due to the merger of the patrol and investigative divisions into the one division, there is no need for separate lists. The certification lists for Sergeant and Master Sergeant will be by districts as defined jointly by the Illinois State Police and the Illinois State Police Merit Board.

DEPARTMENT OF STATE POLICE MERIT BOARD

NOTICE OF PROPOSED AMENDMENTS

- 6) Will these proposed amendments replace any Emergency Amendments currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? Yes No
- 8) Does these proposed amendments contain incorporations by reference? No
- 9) Are there any other amendments to this Part pending? No
- 10) Statement of Statewide Policy Objectives: Not Applicable
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Within fourteen (14) days of the date of publication of this Notice, any interested person may request the opportunity to submit comments, data, views or arguments regarding the proposed amendments. The request and submissions must be in writing and directed to: Mr. James R. Seiber, Executive Director, Department of State Police Merit Board, 3180 Adloff Drive, Suite 100, Springfield, Illinois 62703. The Board will consider any written submission or comments if the request to comment is mailed within fourteen (14) days of the date of publication of this Notice, and is received in writing by the Board within thirty (30) days of the date of publication of this Notice.
- 12) Initial Regulatory Flexibility Analysis: The Department of State Police Merit Board has determined that this rulemaking will not affect small business.

The full text of the Proposed Amendment begins on the next page:

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DEPARTMENT OF STATE POLICE MERIT BOARD

NOTICE OF PROPOSED AMENDMENTS

6) Will these proposed amendments replace any Public Officials and Employees in effect? No	TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
7) Does this rulemaking contain an automatic repeal date? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	CHAPTER SUBTITLE A: MERIT EMPLOYMENT SYSTEMS
8) Does these proposed amendments contain incorporations by reference? No	CHAPTER IV: DEPARTMENT OF STATE POLICE MERIT BOARD
9) Are there any other amendments to this Part pending? No	PART 150 PROCEDURES OF THE DEPARTMENT OF STATE POLICE MERIT BOARD
10) Statement of Statewide Policy Objectives: Not Applicable	SUBPART A: DEFINITIONS
11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Within fourteen (14) days of the date of publication of this Notice, any interested person may request the opportunity to submit comments, data, views or arguments regarding the proposed amendments. The request and submissions must be in writing and directed to: Mr. James R. Seiber, Executive Director, Department of State Police Merit Board, 3180 Adloff Drive, Suite 100, Springfield, Illinois 62703. The Board will consider any written submission or comments if the request to comment is mailed within fourteen (14) days of the date of publication of this Notice, and is received in writing by the Board within thirty (30) days of the date of publication of this Notice.	Section 150.10 Definitions
12) Initial Regulatory Flexibility Analysis: The Department of State Police Merit Board has determined that this rulemaking will not affect small business.	SUBPART B: CERTIFICATION FOR APPOINTMENT
	Section 150.210 Qualifications
	150.220 Selection Procedures
	150.230 Recertification
	150.240 Probationary Period
	SUBPART C: CLASSIFICATION OF RANKS
	Section 150.310 Ranks
	150.320 Interdivisional Transfers
	SUBPART D: CERTIFICATION FOR PROMOTION
	Section 150.410 Board Responsibilities
	150.420 Eligibility
	150.430 Procedures
	150.440 Promotion Probationary Period (Repealed)
	SUBPART E: DISCIPLINARY ACTION
	Section 150.510 Merit Board Jurisdiction
	150.520 Discipline Afforded the Deputy Director
	150.530 Notification to Suspended Officer
	150.540 Petition for Review
	150.550 Form and Content of Petition for Review
	150.560 Filing Procedures
	150.565 Procedure for Processing Petition for Review
	150.570 Director's Review
	150.575 Discipline Afforded the Director
	150.580 Complaint Procedures
	150.585 Scheduling the Hearing
	150.590 Notification to Officer

SUBPART F: HEARINGS

- 150.610 Board Docket
- 150.620 Hearing Officer
- 150.630 Pre-hearing Conferences
- Motions
- 150.640 Subpoenas
- 150.655 Request for Witnesses or Documents
- 150.660 Evidence Depositions
- Hearing Procedures
- 150.670 Continuances and Extensions of Time
- 150.675 Computation of Time
- 150.680 Decisions of the Board
- 150.685 Service and Form of Papers

APPENDIX A Physical Fitness Standards (Renumbered)
APPENDIX B Physical Fitness Standards

AUTHORITY: Implementing Sections 3 through 14 and authorized by Section 8 of the Department of State Police Act (Ill. Rev. Stat. 1991, ch. 121, pars. 307.3 through 307.14.) [20 ILCS 2610/0.01 - 2610/0.14]

SOURCE: Emergency rule adopted at 2 Ill. Reg. 10, p. 206, effective February 24, 1978, for a maximum of 150 days; emergency amendment at 2 Ill. Reg. 32, p. 37, effective July 27, 1978, for a maximum of 150 days; emergency amendments at 2 Ill. Reg. 51, p. 100, effective December 7, 1978, for a maximum of 150 days; adopted at 2 Ill. Reg. 52, p. 422, effective December 25, 1978; amended at 3 Ill. Reg. 47, p. 86, effective November 12, 1979; emergency amendments at 4 Ill. Reg. 6, p. 284, effective February 1, 1980, for a maximum of 150 days; amended at 5 Ill. Reg. 2739, effective March 1, 1981; amended at 6 Ill. Reg. 10954, effective August 31, 1982; codified at 7 Ill. Reg. 9900; amended at 7 Ill. Reg. 15018, effective November 2, 1983; emergency amendments at 8 Ill. Reg. 379, effective December 27, 1983, for a maximum of 150 days; emergency amendments at 8 Ill. Reg. 3038, effective February 23, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7894, effective May 23, 1984; amended at 9 Ill. Reg. 3721, effective March 13, 1985; amended at 9 Ill. Reg. 14328, effective September 6, 1985; recodified from the Department of Law Enforcement Merit Board to the Department of State Police Merit Board pursuant to Executive Order 85-3, effective July 1, 1985; at 10 Ill. Reg. 3283; amended at 10 Ill. Reg. 17752, effective October 1, 1986; amended at 11 Ill. Reg. 7760, effective April 14, 1987; amended at 11 Ill. Reg. 18303, effective October 26, 1987; amended at 12 Ill. Reg. 1118, effective December 24, 1987; amended at 12 Ill. Reg. 10736, emergency amendment at 13 Ill. Reg. 16607, effective September 29, 1989; for a maximum of 150 days; amended at 13 Ill. Reg. 19592, effective December 1, 1989; amended at 14 Ill. Reg. 3679, effective February 23, 1990; amended at 15 Ill. Reg. 11007, effective July 15, 1991; amended at 16 Ill. Reg. 11835, effective July 13, 1992; emergency amendment at 16 Ill. Reg. 17372, effective October 29, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 9716, effective June 10, 1993; amended at _____ Ill. Reg. _____, effective _____.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

SUBPART C: CLASSIFICATION OF RANKS

Section 150.310 Ranks

SUBPART B: CERTIFICATION FOR APPOINTMENT

The Merit Board classifies sworn officers according to the following ranks. Standards and Qualifications for each rank are established for description and test purposes:

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State Police Officers

Major	Special Agent Major
Captain	Special Agent Captain
Lieutenant	Special Agent Lieutenant
Master Sergeant	Special Agent Master Sergeant
Sergeant	Special Agent Sergeant
Special Agent	Special Agent
Trooper	

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 150.320 Interdivisional Transfers

~~Sworn officers employed by the Department prior to July 1, 1977, may be transferred interdivisionally without meeting the educational requirements outlined in Section 150.210.~~ The transfer of a sworn officer from one Division to another will not preclude the transferred officer from participating in the promotional process irrespective of whether that officer has served within the latter Division for less than a period of one (1) year.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

SUBPART D: CERTIFICATION FOR PROMOTION**Section 150.410 Board Responsibilities**

The Board shall make certifications for promotion on the basis of job performance measurement, seniority, education, and written and/or oral examination. Examinations for promotion will be given at least every twelve (12) months for the ranks of Sergeant and Master Sergeant and every twenty-four (24) months for the ranks of Lieutenant, Captain and Major with notification of time and location to be provided in the promotional announcement.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

NOTICE OF PROPOSED AMENDMENTS

- c) Such candidates must have taken the most recent examination offered by the Board to be eligible for certification for promotion. All candidates taking the examination for each rank will be advised of their total promotional score and standing.
- d) Promotional Process Components

The total promotional score will consist of combined standardized scores or respective percentage weights of the components designated for each rank:

Components	Sgt., Mgr., Lt., Capt., Maj., SA-Sgt., SA-Mgr., SA-Lt., SA-Capt., SA-Maj.
Written Examination	50%
Performance Evaluation Appraisal	45%
Seniority in Rank	5%
Assessment Exercise	NA

- e) Candidates for the ranks of Lieutenant, Captain, and Major—Special Agent Lieutenant, Special Agent Captain, and Special Agent Major whose combined written examination, performance appraisal evaluation, and seniority scores fall below the top 65% of candidates participating in each rank, are not eligible to participate in their respective Assessment Exercise. The Assessment Exercise score for those participating candidates will be added to the written examination, performance appraisal evaluation and seniority scores. This combined score will be standardized to a one hundred point scale.
- f) The Board will certify to the Director the top 65% of those Troopers, Special Agents and Sergeants—Special Agents and Special Agent Sergeants, participating in the total promotional process. All Master Sergeants, Lieutenants, and Captains—Special Agents—Sergeants—Special Agent Sergeants—and—Special Agent Capoates participating in the total promotional process will be certified by the Board.
- g) There will be statewide certification lists for the ranks of Lieutenant/Special Agent Lieutenant, Captain/Special Agent Captain, and Major/Special Agent Major. The certification lists for Sergeant and Master Sergeant will be according to Districts, as defined jointly by the Illinois State Police and the Illinois State Police Merit Board for promotional purposes and lists for Special Agent Sergeant and Special Agent Master Sergeant will be according to areas.
- h) The top ten (10) candidates on each certification list for all ranks are equally eligible for promotion by the Director; however, in the event of a tied score, all candidates obtaining such score shall be equally eligible for promotional consideration. The Director may promote accordingly any one of the eligible candidates in accordance with Equal Employment Opportunity Commission regulations (29 CFR 1600 et seq. (July 1, 1982)) and Illinois Department of Human Rights guidelines.

- i) As promotions are accepted or waived, that candidate with the next highest total promotional score on the list becomes equally eligible for promotion; however, in the event of a tied score, all candidates obtaining such score shall be equally eligible for promotional consideration;
- 1) a) The Board will provide each officer with official notification announcing the examination and requesting a written response respecting the officer's intention to participate.
- b) Candidates for promotion must complete examinations at the time designated by the Board in the official notification. No exceptions will be allowed.

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- 2) Eligible candidates on the certification list may decline an offer of promotion without losing position on the certification list. In the event of declination, that candidate with the next highest total promotional score becomes equally eligible for promotion; however, in the event of a tied score, all candidates obtaining such score shall be equally eligible for promotional consideration;
- 1) Upon written notification from the Department to the Board that a candidate on the certification list has been suspended, is on leave of absence, or has applied for disability benefits, the Board will remove the candidate's name from the certification list. The candidate's name will be restored on the list in a position in proper relation to the total promotional scores remaining when the suspension or leave of absence terminates or the disability is removed.
- 1) The certification list shall remain in force until the new certification list has been established; however, in the event that a certification list becomes exhausted, the Director will file a written request with the Board asking for the certification of additional names on any one list if necessary to fill vacant positions.

(Source: Amended at _____ Reg. _____, effective _____)

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- 1) The Heading of the Part: Standard Procurement
- 2) Code Citation: 44 Ill. Adm. Code 1
- 3) Section Numbers: Adopted Action:
1.2215
Amendment
- 4) Statutory Authority: Implementing and authorized by PA 87-701 and 87-628.
- 5) Effective Date of Amendments: August 27, 1993
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Do the Amendments contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: August 27, 1993
- 9) Notice of Proposal Published in Illinois Register:
April 2, 1993, 17 Ill. Reg. 3926
- 10) Has JCAR issued a Statement of Objections to the Amendments? No.
- 11) Differences between proposal and final version:
Showed changes from the authority that is currently on file.
Section 1.2215(j)(13)(B)(iii). "American" is currently on file as "America". Changed to "America" to reflect this.
Several minor editing changes were also made.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? No changes were necessary.
- 13) Will the Amendment replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and Purpose of Amendment:

The adopted amendments identify a 2% goal for businesses owned by persons with disabilities. The amendments also require that agencies provide information to the Secretary immediately regarding professional service contracts.

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TITLE 44: GOVERNMENT CONTRACTS, PROCUREMENTS AND PROPERTY MANAGEMENT
SUBTITLE A: PROCUREMENT AND CONTRACT PROVISIONS
CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 1
STANDARD PROCUREMENT

SUBPART A: GENERAL

Section	Authority
1.100	Policy
1.110	Applicability
1.120	Definitions
1.130	

SUBPART B: APPROVAL OF PROCUREMENT RULES

Section	Approval Required
1.200	When Approved
1.210	Filing of Rules
1.220	Standard Form of Rules
1.230	Non-Standard Form of Rules
1.240	Length of Approval
1.250	

SUBPART C: PROCUREMENT RESPONSIBILITY

Section	General
1.300	Department of Central Management Services
1.310	Department of Transportation
1.320	Capital Development Board
1.330	Procuring Agency Responsibility
1.340	Delegation of Procurement Authority
1.350	

SUBPART D: SOURCES OF SUPPLY

Section	Open Source of Supply
1.400	Special Sources
1.410	Directed Source
1.420	

SUBPART E: METHODS OF PROCUREMENT

Section	General
1.500	Competition Encouraged
1.510	Competitive Procurement and Procedure
1.515	

SUBPART F: PUBLICIZING PROCUREMENT ACTIONS

Section	Invitations for Bid and Response
1.600	Official State Newspaper
1.610	Advertising Required
1.620	Re-Advertisement
1.630	Direct Solicitation

SUBPART G: INVITATIONS FOR BID AND RESPONSE

Section	Bid List
1.700	Contents of Invitations for Bids
1.710	Time and Place to Submit Bids
1.720	Submission of Bids
1.730	Change or Withdrawal of Bid
1.740	Submission Binding
1.750	Bid Reservations
1.760	

SUBPART H: RESPONSIBILITY OF BIDDER

Section	Bidder Must be Responsible
1.800	Determination by Procuring Agency
1.810	Proof of Responsibility
1.820	Standards of Responsibility
1.830	New Bidders
1.840	

SUBPART I: BID AND PERFORMANCE SECURITY

Section	Security Required
1.900	Form of Security
1.910	Amount
1.920	Subsequent Requirement
1.930	When Allowed or Required
1.940	Annual Security
1.950	Return of Security
1.960	

SUBPART J: SPECIFICATIONS AND SAMPLES

Section	Specifications Required
1.1000	

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- 1.1010 Reference Specifications
- 1.1020 Brand Name or Equal Proven Products
- 1.1030 State Required Samples
- 1.1040 Representative Sample Payment for Samples
- 1.1050 Product Demonstration

SUBPART K: AWARD OF CONTRACT

- Section Bid Opening
 - 1.1100 Recording
 - 1.1110 Award
 - 1.1120 Alternate Bids
 - 1.1130 Supplementary Orders
 - 1.1140 Delay in Award
 - 1.1150 Cancellation of Invitation
 - 1.1170 Notice of Cancellation
 - 1.1180 Rejection of Individual Bids
 - 1.1190 Minor Informalities or Irregularities in Bids
 - 1.1200 Time of Award
 - 1.1210 Binding Contract
- Section L. MISTAKES IN BIDS
 - 1.1300 General
 - 1.1310 Apparent Clerical Mistake
 - 1.1320 Other Mistakes Disclosed Before Award
 - 1.1330 Disclosure of Mistakes After Award
 - 1.1340 Processing Mistakes
 - 1.1350 Procedural Error by State

- SUBPART M: CONTRACT TERMS
 - Section Terms and Conditions of Transactions
 - 1.1400 Amendments

- SUBPART N: CONTRACT PERIOD AND FISCAL FUNDING
 - Section
 - 1.1500 Fiscal Year Contracting
 - 1.1510 Contracts Spanning Fiscal Years
 - 1.1520 Fiscal Funding Termination Policy
 - 1.1530 Preference in Funding
 - 1.1540 Notice of Failure of Funding

- SUBPART O: CONTRACT PRICING AND FINANCING
 - Section
 - 1.1600 Allowable Price Structure
 - 1.1610 Firm Pricing
 - 1.1620 All Costs Included
 - 1.1630 Maximum Price for Printing Contract Financing
 - 1.1640 Prevailing Wage Required
- SUBPART P: PERFORMANCE
 - Section
 - 1.1700 Full Compliance
 - 1.1710 Deliveries
 - 1.1720 Inspection
 - 1.1730 Assignments by Successful Bidder
 - 1.1740 Submission of Invoice Vouchers
- SUBPART Q: VENDOR COMPLAINTS
 - Section
 - 1.1800 Performance Monitoring
 - 1.1810 Initial Complaint
 - 1.1820 Written Complaint
 - 1.1830 Complaints to be Filed
 - 1.1840 Prompt Action Essential
 - 1.1850 Grounds for Complaint
 - 1.1860 Action by Receiving Agency
- SUBPART R: TERMINATION OR RESCISSION OF CONTRACT BY STATE
 - Section
 - 1.1900 Cancellation for Breach of Contract
 - 1.1910 Cancellation for Fraud, Collusion, Illegality, Etc.
 - 1.1920 Withholding Monies to Compensate State for Damages
 - 1.1930 Damages
- SUBPART S: SUSPENSION AND DEBARMENT
 - Section
 - 1.2000 Suspension
 - 1.2010 Terms of Suspension
 - 1.2020 Causes for Suspension
 - 1.2030 Debarment
 - 1.2040 Ineligible List
- SUBPART T: PROTEST OR OBJECTIONS
 - Section
 - 1.1500 Fiscal Year Contracting
 - 1.1510 Contracts Spanning Fiscal Years
 - 1.1520 Fiscal Funding Termination Policy
 - 1.1530 Preference in Funding
 - 1.1540 Notice of Failure of Funding

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Section General
 1.2100 General
 1.2110 Time and Place for Protest or Objections
 1.2120 Suspension of Award
 1.2130 Evaluation of Protest or Objection
 1.2140 Additional Administrative Remedies

SUBPART U: SOCIOECONOMIC PROGRAMS

Section General
 1.2200 Small Business
 1.2210 Minority and Female-Owned Business
 1.2220 Criteria for Small Business (Recodified)
 1.2225 Sheltered Workshops for the Disabled
 1.2230 Required Use (Recodified)

SUBPART V: WITHDRAWAL OF SET-ASIDE (REPEALED)

1.2240 Withdrawal of Set-Aside (Recodified)
 1.2250 Small Construction Business Advance Payment Set-Aside (Repealed)

SUBPART V: JOINT PROCUREMENT AGREEMENTS

Section General
 1.2300 State Use of Other Contracts
 1.2310 Use of State Contracts
 1.2320 No Agency Relationship
 1.2340 Obligations of Participating Governmental Units
 1.2350 Centralized Contracts - Estimated Quantities
 1.2360 Centralized Contracts - Definite Quantities

SUBPART W: MISCELLANEOUS

Section General
 1.2400 Inspection and Audits
 1.2410 No Rights Conferred
 1.2420 Government Furnished Property
 1.2430 Attempt to Influence Award
 1.2440 Collusive Bids
 1.2450 Identical Bids
 1.2460 Proprietary Information
 1.2470 Severability

AUTHORITY: Implementing and authorized by the Illinois Purchasing Act (Ill. Rev. Stat. 1991, ch. 127, par. 132.1, et seq.) [30 ILCS 505]; ~~Business Purchasing Act (Ill. Rev. Stat. 1991, ch. 127, par. 132.21, et seq.)~~; the State Paper Purchasing Act (Ill. Rev. Stat. 1991, ch. 127, par. 132.101 et seq.) [30 ILCS 510]; State Printing Contracts Act (Ill. Rev. Stat. 1991, ch. 127, par. 132.201 et seq.) [30 ILCS 515]; the Minority and Female Business Enterprise Act (Ill. Rev. Stat. 1991, ch. 127, par. 132.601 et seq.) [30 ILCS 575].

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SOURCE: Adopted at 7 Ill. Reg. 100, effective December 17, 1982, amended at 7 Ill. Reg. 13481, effective October 4, 1983; amended at 7 Ill. Reg. 13844, effective October 12, 1983; codified at 8 Ill. Reg. 14941; Sections 1.2210, 1.2220, 1.2230, 1.2240 recodified to Section 1.2210 at 9 Ill. Reg. 6118; amended at 10 Ill. Reg. 923, effective January 2, 1986; amended at 11 Ill. Reg. 18707, effective October 22, 1986; amended at 11 Ill. Reg. 7225, effective April 6, 1987; amended at 11 Ill. Reg. 7595, effective April 14, 1987; amended at 13 Ill. Reg. 17804, effective November 7, 1989; emergency amendment at 16 Ill. Reg. 13118, effective August 7, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 600, effective January 5, 1993; amended at 17 Ill. Reg. 14576, effective August 27, 1993.

Section 1.2215 Minority and Female-Owned Business

a) Introduction

The Minority and Female Business Enterprise Act (Ill. Rev. Stat. 1991, Ch. 127, par. 132.601, et seq.) [30 ILCS 575] (Act) authorizes the establishment of sheltered markets for minority and female-owned business, sets a minimum 10% expenditure goal for State contracts, and creates the Minority and Female Business Enterprise Council (Council) to oversee the Minority and Female Business Enterprise Act.

b) Goal

The Governor, all departments, officers, boards, commissions, institutions and bodies politic and corporate of the State including the governing boards of the various State colleges and universities (from this point forward referred to as state agency or agency unless specifically exempted) and excepting other constitutional officers, shall establish a goal that at least 4% ~~12%~~ of the dollar value of State contracts be awarded to minority and female-owned businesses. Contracts representing 50% ~~of-the-dollar-value-associated-with-the established-goal-shall-be-awarded-to-minority-owned-businesses-and-the-other-50%-awarded-to-female-owned-businesses-~~ Of that 12%, ~~5%~~ shall be for female-owned businesses, 2% for businesses owned by persons with disabilities and not-for-profit agencies for the disabled and the remaining 5% for other minority-owned businesses.

c) Contracts and Expenditures Subject to Act

1) Agencies subject to the goal established above shall include under this program all contracts funded in whole or in part with funds appropriated by the General Assembly, unless exempted elsewhere in this Part. Funds shall be excluded from the Minority and Female Business Enterprise Act program if receipt

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of those funds would be jeopardized by including them in the program.

- 2) The following are not considered to be contracts or resulting expenditures subject to the Act:
 - A) employee wages, salary and other payroll related costs
 - B) contracts between State agencies not including payments to private vendors
 - C) contracts with other governmental entities
 - D) refunds of money
 - E) payments of money to individuals or groups in the nature of reimbursement, settlement, entitlement, or assistance
 - F) where the contract is subject to federal reimbursement

d) Council Review of Contract Categories

The Council shall, pursuant to Section 7(2) of the Minority and Female Business Enterprise Act, review each appropriation object as found in "AN ACT RELATING TO STATE FINANCE" the State Finance Act (111. Rev. Stat. 1991, ch. 127, par. 145f [30 ILCS 105]) and detail objects found in the Comptroller's Uniform Statewide Accounting System Manual. If after investigation it is determined that one or more minority or female-owned firms are currently capable of providing goods or services in particular categories, those categories shall remain as subject to the goal. If, however, investigation shows no minority or female-owned firms are currently engaged in providing the particular good or service in question then the Council shall consider removing the category and associated expenditures from the goal for the current fiscal year. Such removal shall occur only if the Council also finds that there is no reasonable expectation that minority or female-owned firms will enter the field during that fiscal year. Any action to remove a category from the goal under this Section shall be by written resolution passed by the Council. Pursuant to Section 7(2) of the Minority and Female Business Enterprise Act the Council has determined the following detail objects are exempt from the goal.

- Assistance Payments to Individuals
- Association Dues
- Awards and Grants to Students
- Awards, Benefits and Treatment Expenses - Injured Employees
- Burial Expense Awards
- Community Services for DMHDD and Chemically Dependent Court of Claims Awards

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Debt Retirement	
Electricity	
Employee Tuition Fees	
Fire Protection Services	
Gas (Natural Gas)	
Grants for Educational Purposes - School Districts	
Grants for Educational Purposes - Higher Education	
Grants to Local Governments (Other)	
Grants to Non-Profit Organizations	
Grants to Other State Agencies	
Grants to or on behalf of Veterans and their Dependents	
Industrial Commission Awards or Settlement Awards for Injured Employees	
Interviewee Expenses	
Land (Relocation Costs)	
Land, Relocation Costs (Highways)	
Land, Relocation Costs (Waterways)	
Land, Right of Way and Easements	
Land, Rights of Way and Easements (Highway)	
Land, Rights of Way and Easements (Waterways)	
Legislative Staff Services	
Loans	
Lottery Prizes	
Operating Taxes, Licenses and Fees	
Payments into Pension Funds	
Payments to Local Governments for Employees	
Pensions, Annuities and Benefits	
Postage and Postal Charges	
Purchase of Investments	
Refunds	
Registration Fees and Conference Expenses	
Reimbursement for Living Expenses for State Wards Outside State Institutions	
Reimbursements to Governmental Units	
Retirement	
Revenue Stamps	
Shared Waterway Agreements	
Social Security	
Taxes and Transfers	
Tort Claims	
Tuition, Training Supplies and Equipment for Aided Persons	
Unemployment Compensation Payments	
University Central Data Processing Services	
University Central Supply Services	
University Central Telecommunication Services	
University Central Transportation Services	
University Central Plant Services	
Utilities (Other)	

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Water

e) Council Review of Specific Contracts

Any State agency may ask that the Council exempt specific contracts from the goal. Justification of the exemption request must include documentation of outreach efforts to identify and use Minority Business Enterprise (MBE's) and Female Business Enterprise (FBE's), the anticipated expenditures in each area where an exemption is requested and the total agency appropriation. Upon written request by any State agency the Council shall exempt specific contracts from the goal if the agency can show that a diligent effort failed to locate one or more minority or female-owned businesses that could perform the contract at a reasonable price. A diligent effort requires solicitation of appropriate vendors from the master vendor list maintained by the Council, checking with the Council for updates to the list, and advertising in the official State Newspaper and locally if in the judgment of the procuring agency it is more likely to reach minority and female-owned business. In addition, when the decision to procure is first made the procuring agency shall provide as much information about the procurement as is then available to the Secretary and shall provide a copy of the Invitation for Bid, Request for Proposal or other solicitation information when in final form. Whether price quoted is reasonable will be determined by the Council based upon current market prices, historical prices, prices received by other agencies for similar goods or services, the policy of the Minority and Female Business Enterprise Act to promote minority and female-owned business and other such relevant factors. Any action regarding a request for specific exemption shall be by resolution passed by the Council.

f) Goal Measurement

1) The goal shall be measured on a full fiscal year basis. The goal shall be measured against the total amount of covered expenditures. Expenditures not covered are those mentioned in subsections (c)(2), (d) and (e) above.

2) Certain procuring agencies such as the Department of Central Management Services and the Capital Development Board are responsible for establishing contracts for other (user) agencies. Those procuring agencies shall be responsible for meeting the goal for such contracts even though the user agency may have the appropriation to fund the contract. To properly account for the goal in these situations the following procedures shall be followed:

- A) The user agency shall review its budget and subtract from its appropriation in each major or minor object code the

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amount anticipated to be spent on contracts established by the procuring agency. The amount anticipated to be spent on contracts established by the procuring agency shall be reported to the Department of Central Management Services.

- B) Those amounts reported by user agencies to Department of Central Management Services shall be assigned by the Secretary to the appropriate procuring agency. Such amounts will be included in the amount upon which the procuring agency goal is based. This procedure does not result in money actually being transferred from the user agency to the procuring agency. Rather, the transfer is for compliance plan accounting purposes only.
- C) If a procuring agency delegates procurement authority to a user agency, the procuring agency's goal base shall be reduced in amount of the delegation and the user agency's goal base shall be increased in like amount.
- D) If the user agency transfers money from a line subject to procuring agency authority, the procuring agency's goal base shall be reduced by that amount and the user agency's goal base in the major or minor object code receiving the transfer shall be increased.
- g) Minority and Female Status
- 1) Minority or female-owned business refers to for-profit enterprises regardless of form of organization (sole proprietorship, partnership, corporation or corporation).
- 2) A female-owned business shall be counted or included for sheltered market and goal purposes as a female-owned business regardless of the ethnicity of the female owner or owners.
- 3) For a business to qualify as minority-owned, only those minorities who are male shall be counted or included for sheltered market and goal purposes except that a firm which is owned 50% by minority males and 50% by minority females shall be considered a minority-owned business for purposes of the Act.
- 4) A business owned by a person with a disability or a not-for-profit agency for the disabled shall be counted or included for sheltered market and goal purposes as a business owned by a person with a disability regardless of the ethnicity or gender of the owner or owners. Said classification will be made for the sole purpose of facilitating consistent accounting of agency contract awards to businesses covered by the Minority and Female Business Enterprise (MAFBE) Act and is not intended

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to preclude such businesses or not-for-profit agencies from receiving any contract that may be awarded under the MAFFEE Act or any other contract award procedure used by State agencies and universities.

h) **Sheltered Market**

- 1) Procuring agencies are authorized to limit prospective vendors to minority and/or female-owned businesses or to require that vendors utilize minority and female-owned subcontractors for certain categories of contracts or for specific contracts. When a sheltered market set-aside is made the advertisement and/or bid document, if applicable, shall clearly state the contract is available for only minority and/or female-owned business. Sheltered market set-aside may be effective for such period of time and for such number of contracts as the Procuring Agency determines is necessary to reach the goal.
- 2) Sheltered market set-asides shall be used by procuring agencies as the primary means of meeting the contracting goal when the quarterly progress reports indicate the goal established in the agency's compliance report is not or will not be met and the goal is not modified by mutual agreement between the agency and the Department.

- 3) Each procuring agency shall notify the Secretary in writing ten days prior to establishment of a set-aside.

- 4) If the procuring agency determines that acceptance of the set-aside bid will result in payment of an unreasonable price, the procuring agency shall reject the bids. The agency shall then either rebid under the set-aside or withdraw the set-aside designation for the particular procurement. Before a set-aside may be withdrawn, the procuring agency shall submit to the Secretary a written statement detailing why the price given is unreasonable. The Secretary shall respond within three working days approving the withdrawal of the sheltered market if, based upon current market prices, historical prices, prices received by other agencies for similar goods or services, the policy of this Act to promote minority and female-owned business and other such relevant factors, the price appears to be unreasonable. If the Secretary determines the price is reasonable the request to withdraw will be denied. If no answer is received the set-aside may be withdrawn. When a set-aside is withdrawn, the procuring agency shall notify each minority or female-owned firm that bid explaining why the set-aside was withdrawn. The procuring agency shall provide a copy of the notice to the Secretary.
- 5) Procuring agencies shall consider reducing or eliminating bond

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requirements when allowed by law and when the reduced bond amount would adequately protect the State's interests.

- 6) Any contract awarded to a minority or female-owned business pursuant to this Section may contain a provision allowing advance or progress payments or both. A construction contract may not contain an advance payment provision. The advance or progress payment provision may be added to a contract at any time by agreement of the parties. Procuring agencies shall consider initiating use of such provisions and shall consider requests from minority and female-owned businesses to include such provisions in State contracts. Section 9.05 of "AN-ACFAA Relation-to-State-Finance" the State Finance Act (Ill. Rev. Stat. 1991, ch. 127, par. 145f) [30 ILCS 105/9.05] may be applicable to contracts with such provisions.
 - 7) Only certified minority and female-owned businesses may participate in sheltered markets.
 - 8) The governing boards of State colleges and universities are not required to comply with this subsection (h) and may establish their own rules governing topics described in this subsection (h).
- i) **Subcontracting**
 - 1) Agency goals may be satisfied in part by counting expenditures made by State vendors to certified minority and female-owned businesses as subcontractors.
 - 2) Agencies may require that vendors agree to contract with minority or female-owned business as subcontractors so that up to 10% of the project costs are paid to the minority or female-owned subcontractor.
 - 3) Agencies shall not require that a vendor enter into subcontracts with minority and female-owned business when subcontracting is not necessary for the vendor to perform.
 - 4) When minority or female-owned subcontractors are required, the vendor may be required to designate them by name and anticipated expenditure as a part of the bid. Alternatively the bid may merely require that the vendor hire the necessary subcontracting to meet the subcontractor expenditure requirement.
 - 5) If no vendor can locate minority or female-owned subcontractors willing to subcontract or if a designated minority or female-owned subcontractor is later unable or unwilling to perform, the vendor shall be excused from having to comply with

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the requirement provided a good faith effort was made to locate or replace the needed minority or female-owned subcontractor.

6) Good Faith Effort

- A) A good faith effort shall, at a minimum, consist of the following:
- i) contacting the Minority and Female Business Enterprise Division of the Department of Central Management Services (Division) at least 15 days prior to need and requesting referrals from the certified vendor list and from any other list maintained by the Division.
 - ii) advertising in the Official State Newspaper or a local newspaper as time permits.
 - iii) contacting appropriate organizations such as unions, contractor associations, and minority or female oriented organizations.

- B) Any vendor claiming good faith relief must fully document, in writing, the steps taken to obtain minority and female-owned subcontractors. The procuring agency may require additional information if the submittal does not meet the criteria stated above.

- 7) If a good faith exception is given, the procuring agency shall notify the Secretary of the Minority and Female Business Enterprise Council of the exception and shall include all pertinent information.

- 8) A vendor who obtains a contract requiring hiring of minority and female-owned subcontractors and who fails to do so and who does not qualify for a good faith exception is subject to having the contract cancelled and shall be liable for any damages the State may suffer because of the cancellation and need to find a substitute contractor.

j) Minority and Female-Owned Business Certification

- 1) Each minority and female-owned business, whether in a direct or subcontract relationship with the State, must be certified in accordance with the provisions of this Part established by the Council before the business is eligible to bid for or accept a contract or subcontract under the set-aside authorized by subsection (h). The primary purpose of the certification process is to determine if ownership is by minorities or females and to determine if minorities or females have operational control of the firm.

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- 2) No agency may count expenditures with a non-certified vendor toward meeting the goal.
- 3) Vendors shall be self-certified upon submission of the Bidder's Application Form issued by the Department of Central Management Services and approved by the Council provided the information on the form is complete and accurate and indicates on its face that it is a minority or female-owned business as defined by the Act. This self-certification is valid until revoked for failure to provide additional information necessary to complete the Bidder's Application Form or for failure to comply with program eligibility requirements of the Minority and Female Business Enterprise Act or of this Part.
- 4) The full certification procedure is more detailed and requires that the Secretary (Manager of the Minority and Female Business Enterprise Division of the Department of Central Management Services) make determinations. The Secretary shall present, annually, a plan for subjecting self-certified firms to the full certification procedure. Such plan shall give first priority to those self-certified firms who have been or are about to be awarded a contract under the program. After that, priority will be determined by the date of the bidder's application form. In addition, the Secretary will in the event of an internal or third party challenge to the status of any self-certified firm conduct a full certification. The full certification procedure is outlined below.
- 5) Application
- A) The firm seeking certification must obtain a MBE/FBE application package which includes:
- i) A letter of transmittal summarizing the program.
 - ii) Form IL-401-1318 Application for MBE/FBE Certification.
 - iii) Form IL-401-1319 Application for MBE/FBE Joint Venture Certification Application.
- B) Form IL-401-1318 or IL-401-1319 must be completed, and all required attachments to meet the tests under subsections (j)(1), (j)(12), (j)(13), (j)(14) and (j)(15), or a written explanation of their absence, must be submitted before a determination of eligibility can be made. A sufficient explanation for the absence of required attachments is that they do not exist or do not apply to the applicant. The application package may be obtained from the Minority and Female Business Enterprise Division

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of the Department of Central Management Services (Division). The completed form must be returned to the Division.

6) File Preparation

- A) The Division staff will establish a file for each application received and the following information will be recorded into an alphabetized log, entitled "MBE/FBE Applications Received":

 - i) date of application
 - ii) date received
 - iii) name of firm
 - iv) name of principal (usually the President)
 - v) address
 - vi) telephone number
 - vii) type of certification sought (MBE or FBE)
 - viii) nature of the firm's business (products or services provided)

The same information will be recorded in the application.

- The file will be reviewed to ensure the following:

 - A) All portions of the application form have been completed (including required attachments), marked not applicable (N/A.) or a satisfactory explanation for lack of completeness has been provided.
 - B) The application form is signed by the owner or manager and notarized. The notary cannot be an owner or a shareholder.
 - C) Missing documents or explanation of their absence will be noted, and the applicant will be requested to comply with an information request. If the applicant has indicated firm has certified status through another organization, no letter of certification has been included, the letter shall be requested at this time.
 - D) Beginning at this point, notes on all phone calls and other contacts with the applicant will be recorded on the MBE/interview form.

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Certification by other entities such as state and local governments or vendor associations will be accepted by the Council, provided that the other entities' certification procedures equal or exceed the standards set forth in this Part and provided that the Council has investigated their certification procedures and has entered into an agreement that the standards will not be changed without prior notification to the Council. The Division staff shall ensure that the other entities' certification requirements continue to equal or exceed the standards set forth in this Part and can therefore be accepted by the Council. The Division will accomplish this by annually reviewing the other entities' requirements and verifying that they equal or exceed standards of this Part. The other entities requirements no longer equal or exceed the requirements of this Part and they refuse to make needed adjustments, the Division will no longer accept that entities certifications. The Division will review each such certifications, beginning with the most recent, and act to revoke certifications of those vendors who do not meet the requirements of this Part. Certifications previously issued that other entity will be honored until revoked by the Secret

Additional Data Collections

- If the applicant has not been previously certified as a MBE/FBE, the Division staff will conduct a personal interview with the applicant which may include a telephone interview and/or an announced on-site visit. During the on-site visit, the Division staff will use Form IL-401-1318 or Form IL-401-1319, whichever is appropriate and the site visit checklist to collect information to verify the application. The on-site visit will be completed upon review and approval of the completed application. The on-site visit may be triggered at any point during the certification process to verify compliance or at any point prior to the time of recertification.

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Business Enterprise Council, and therefore must be satisfied before an applicant can be certified. Each standard must be answered completely before another one is considered. If a firm fails to meet one of the eligibility standards, no further consideration shall be given to the application and the certification shall be denied or a certified firm shall be decertified, and notified of the appeal process.

11) First Test

A business which has annual gross sales for its most recent fiscal year of less than \$14 million is eligible for the program. A business with gross sales of \$14 million or more in its most recent fiscal year is eligible to participate in the program if the business can show that if it were to receive a particular contract or subcontract there would be a significant impact on employment of minority or female individuals or in the use of minority or female owned subcontractors or suppliers. For the impact to be significant in terms of employment, the business would have to hire new employees with a full time equivalence to 50% of their work force and at least 51% of those new hires must be minority or female individuals. For the impact to be significant in terms of use of subcontractors or suppliers, the business must direct 75% of the value of the contract to minority or female owned subcontractors or suppliers. If the business makes contractual commitments regarding hiring or use of subcontractors or suppliers and agrees to appropriate enforcement mechanisms, such as bonding or damage provisions, the Council will approve award of a contract to such business.

12) Second Test

The second test the applicant must meet is whether the firm is owned and controlled by a person who is a citizen or lawful permanent resident of the United States. Proof of citizenship or permanent residency must be confirmed by a birth certificate, naturalization papers, permanent resident status documents, passports or other documents.

13) Third Test

- A) The third test is whether the applicant firm is owned or controlled by a person who is a minority or female.
- B) Documentation such as birth certificates, passports, naturalization papers, Indian rolls, is required, if available, as proof that the owners are in one of the eligible groups (see Section 2 of the Act);

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- i) Black - a person having origins in any of the black racial groups in Africa
- ii) Hispanic - a person of Spanish or Portuguese culture with origins in Mexico, South or Central American or the Caribbean (regardless of race)
- iii) American Indian or Alaskan Native - a person having origins in any of the original people of North America.

- iv) Asian American - a person having origins in any of the original peoples of the Far East, Southeast Asia, the Indian Subcontinent or the Pacific Islands.
- v) Female - a person who is a citizen or lawful permanent resident of the United States, and who is of the female gender.

- C) If a person does not have documentary evidence or if it is not sufficient, the Secretary will consider, amongst other evidence submitted, whether the person is identified with or commonly recognized as belonging to an eligible group, has held himself out to be a member of one of the groups, has acted like a member of the community of one of the groups, and would be identified by a person at large as one of the groups.

14) Fourth Test

The fourth test which must be met by an applicant is that the firm must be at least fifty-one percent (51%) owned by one or more minority or by one or more females or in the case of a corporation, at least fifty-one percent (51%) of the stock must be owned by one or more minority persons or one or more females. The ownership shall be real, substantial and continuing. To determine interest in the firm, as the standards indicate, the committee must look beyond the ownership stated as a matter of form. Real is defined as a bona fide investment in the firm done at arms length and in good faith. Substantial is defined as the investment necessary to initiate a business in light of the type of work to be done, the organization of the concern, and the potential resources of the financial relationship with other businesses. The application should be carefully reviewed to determine:

- A) If the minority or female ownership is 51% or more

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- B) If the minority or female owners obtain ownership by gift or inheritance or make substantial contribution in terms of expertise, money, etc. The contribution is analyzed in such a way as to disclose whether the investment in the firm reflects the asserted ownership interest. The Secretary will consider the following, amongst others, as indicators of insufficient contribution:
- i) minimal cash outlay or personal investment
 - ii) a promise or agreement to contribute capital
 - iii) a note payable to the firm or other owners who are not minority or female.
 - iv) contributions for services rather than capital, except where services are unique, specialized or of a value commensurate with the ownership value of such services.
 - v) no recourse loans where the borrower assumes no liability for repayment upon default
 - vi) no recourse stock purchases wherein the purchaser assumes no liability upon default of payment other than transaction of shares.
- C) Indicators of insufficient stock transactions include, but are not limited to, the following:
- i) minimal cash outlay or personal investment,
 - ii) a promise or agreement to buy stock,
 - iii) stock issued, but not purchased,
 - iv) stock certificates purchased but not in the possession of the minority or female owner, and
 - v) stock held in trust or as a guardian for a minor.
- D) The minority or female owner must, except in the case of gift or inheritance, provide evidence of payment, monetary or in kind or experience for their share of the ownership. Examples of evidence include but are not limited to cancelled checks, bookkeeping entries, signed agreements. The following items will also be reviewed:
- i) stock certificates,
 - ii) stock transfer ledgers,

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- iii) proof of stock purchases (if any),
 iv) stockholder agreements (if any),
 v) partnership agreements (if any),
 vi) profit sharing agreements (if any),
 vii) buy-out-rights agreements, and
 viii) other related documents.
- E) It will be determined if the minority or female owner paid the investment with a loan from a non-minority or male former employer or stockholder. Lack of proof of payment monetary or in kind will result in denial of certification or decertification.
- 15) The Fifth Test
- The fifth test the applicant must meet is that the minority or female person be in direct control of the day to day operations of the firm, as well as have the power to make major decisions on management, policy, fiscal, and operational matters. To make the determination the following items will be reviewed for evidence of non-minority or male control:
- A) Articles of incorporation will be reviewed to determine whether the minority or female owner was involved at the time of incorporation and in what way. If the minority or female owner was not involved at the time of incorporation, the time when he or she became involved in the firm and the manner in which it was done will be determined.
- B) Corporate By-Laws will be reviewed to determine:
- i) the duties of the directors and officers who occupy these positions,
 - ii) the voting rights of the shareholders, and
 - iii) any restrictive language which may affect the minority or female stockholder's voting rights.
- C) Stock options/shareholders agreements which if exercised, will dilute or eliminate minority or female control.
- D) Does the minority or female make decisions independently?
- E) Review of resumes should determine whether the minorities or females have sufficient background including education and training for responsibilities assigned. However, no minimum educational or training requirements are imposed.

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F) The following will be determined:

- i) the minority or female owner continues to work for a non-minority firm. If so, what is the relationship of the firm to the applicant firm?
- ii) Who in the firm negotiates contracts loans, prepares estimates and makes other management and supervisory decisions?

16) Notification of Approval

When the Secretary has determined that all conditions of this Part have been met, the Secretary will notify the applicant by letter that such approval is made. This approval is for a period of one year from the date of the letter and may be renewed in accordance with subsection (j)(20). Such approval may be rescinded at any time within the year if it is determined that the applicant no longer satisfies the eligibility standards for a MBE/FBE. At this time the applicant is entered into the state's MBE/FBE Directory and the Division file as a certified MBE/FBE.

17) Notification of Denial

When the Secretary determines that the applicant firm does not meet the requirements of this Part and the Act, the Secretary shall send a letter by certified mail to the applicant setting forth the rationale for the determination, inviting the applicant to provide additional information in the areas of concern and advising the applicant of the review process. The Secretary shall remove the applicant from the list of certified vendors.

18) Review and Reconsideration

- A) The Secretary shall inform the applicant of the decision within six months of receipt of the request for reconsideration. If the Secretary fails to inform the applicant within the six month period, the reconsideration request will be considered denied. If the decision is not favorable to the applicant or if no decision is rendered within the six month period, the Secretary shall inform the applicant of additional reviews that are available.
- B) The applicant may request that the Council's Certification Committee, made up of at least five parties appointed by the Council's chair, review the reconsideration decision of the Secretary. This request must be submitted to the

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Secretary in writing and must be actually received by the Secretary no later than 45 days after applicant received the Secretary's decision. The request must state why the applicant believes the Secretary's decision is wrong, must address all points raised in the Secretary's decision and must include any supporting documentation.

- C) Upon receipt of the request for review, the Secretary shall contact the Council's Certification Committee, inform them of the request, and establish a date and time to meet and review relevant information. The Secretary will attempt to schedule the meeting between 15 and 30 days after receipt of the request for review. The meeting shall be held in Springfield or Chicago unless the Committee agrees to meet at some other location. The applicant will be informed of the meeting schedule by letter mailed at least 10 days prior to the meeting date.
- D) Prior to the meeting the Secretary shall provide each Committee member with a copy of the request for review and of the Secretary's file on the matter. In addition, the Secretary shall prepare and submit to the Committee a draft response to the points raised in the request for review. Each Committee member shall review the files prior to the meeting. Any Committee member may ask questions of the Secretary and the Secretary shall ensure that the questions and answers are provided to each Committee member.
- E) Only the applicant, the applicant's representative, the Secretary, the Secretary's necessary assistants, the Committee members and necessary witnesses may be present. Although the applicant may have an attorney or other representative assist at the meeting, applicant must be present if any representative is present and applicant must respond to questions of the Committee. The meeting shall be conducted in an informal manner within these procedures and all information obtained shall be considered.
- F) The Committee Chair shall call the meeting to order, shall announce the matter at issue and explain how the meeting will be conducted. Each party in attendance shall be identified. The Chair shall briefly restate the reasons given for the Secretary's decision and open the floor to the applicant.
- G) The applicant may make an opening statement but must respond to each of the reasons given in the Secretary's decision. The applicant may call and question any witnesses. The Committee may ask questions of the

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applicant, the Secretary or any other person present. The Secretary may comment at any time and when applicant is finished the Secretary may call any witnesses. Both applicant and Secretary may make closing statements.

H) After listening to the applicant and the Secretary, the committee shall dismiss all persons present. The Committee shall meet in private to discuss the matter and shall make a decision from information obtained from the meeting. The decision will be based upon majority vote of the Committee.

I) If the decision is favorable to the applicant, the Committee shall inform the Secretary. The Secretary will place the applicant on the list of certified vendors. The Secretary shall notify the applicant, the Committee and the Council of this action.

J) If the decision is adverse to the applicant, the Committee shall inform the Secretary. The Secretary shall notify the applicant and the Council of this action. The applicant shall also be informed of the Committee's reasons and told of the next review procedure. Notice to the applicant shall be by certified mail.

K) The applicant may ask that the full Council review an adverse decision of the Certification Committee. The request must be submitted to the Secretary in writing and must actually be received by the Secretary no later than 15 days after applicant received the Committee's decision. This request must state why applicant believes the Committee's decision is wrong, must address all points raised in the Committee's decision and must include any supporting documentation.

L) The Secretary shall provide each Council member with a copy of the second request and a copy of the Secretary's file on the matter for review. In addition, the Secretary shall prepare and submit to the Council a draft response to the points raised in the second request for review. The Secretary shall consult with the Committee prior to submitting the draft.

M) The Council shall consider the second request at the next regularly scheduled Council meeting provided that the second request was received by the Secretary at least 21 days prior to the Council meeting. If received after that time the matter will be considered at the next following Council meeting. The applicant will be told of the location, date and time of the meeting.

- N) The Council shall consider only the written information provided or produced by the applicant, the Certification Committee and the Secretary. The Council may, on its own, request that the applicant address the Council or respond to specific questions. Although applicant may have an attorney or other representative assist at the meeting, the applicant must be available to respond to Council questions. The Council will allow the applicant to address the Council if such request is made as part of the second request.
- O) After reviewing all information obtained, the Council shall vote to uphold the Committee's decision, overturn the Committee's decision or have the matter sent back to the Committee for reconsideration with instructions from the Council.
- P) If the decision is favorable to the applicant, the Council shall inform the Secretary. The Secretary shall place the applicant on the list of certified vendors. The Secretary shall inform the applicant.
- Q) If the decision is adverse to the applicant, the Council shall inform the Secretary. The Secretary shall notify the applicant.
- R) If the decision is to send the matter back to the Committee, the process shall continue from that point until resolved at the Committee or Council level.
- S) For purposes of this level of subsection, all notices shall be evidenced by certified mail receipt and/or an entry in the certification log maintained by the Minority and Female Business Enterprise Division.

19) Decertification

- A) A firm that is certified (either self or full) may have that status challenged by the State or some third-party.
- B) Upon receipt of information which questions the validity of a MBE or FBE certification, the Secretary shall conduct an investigation which may include on-site or telephone interviews, review of existing records submitted pursuant to subsection (J)(5)(B) or collection and examination of new records to supplement, explain or clarify records previously submitted.

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- C) If the investigation results in a finding that the firm is not or no longer eligible for MBE or FBE status, the Secretary shall notify the firm that it is decertified. The review and reconsideration procedures found in subsection (j)(18) are available to the firm that is given a decertification letter. After decertification the applicant may not apply for readmission to the program until one year has passed since the date of decertification. A certification of the applicant by another entity shall not be accepted during the one year period following decertification.
- 20) Recertification Process
- A) Forty-five days prior to expiration of a certification the Division staff will identify the firm and mail certified with return receipt an application for Certification as a Minority Business Enterprise/Female Business Enterprise. A cover letter will advise the firm to complete and return the application prior to the 15th day before the expiration of the current certification. Firms that fail to meet this deadline will be decertified.
- B) If the applicant submits the material 15 days before the expiration of the current certification, the original certification shall remain in effect until the Secretary completes the recertification process.
- C) Upon receipt of the recertification application the Division staff will review it for changes which affect eligibility under the Act or this Part.
- D) If no such changes have occurred, the Secretary will grant recertification. If changes in the business give rise to questions regarding eligibility, the Secretary will notify the firm requesting clarification and/or additional information.
- E) When all questions of eligibility have been clarified, the Secretary will issue a new certification good for a period of one year.
- F) If the Secretary determines that the firm is not eligible, a denial letter will be sent and the firm is eligible to initiate the appeal process.
- k) Minority and Female-Owned Business List

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- 1) The Council shall maintain a list of businesses that have been certified as minority or female-owned businesses. This list shall be made available to all procuring agencies.
- 2) Any lists of minority or female-owned business maintained by procuring agencies shall be forwarded to the Council.
- 1) Change of Status
- 1) Any contract awarded under a set-aside may not be assigned to another vendor without permission of the Secretary.
- 2) Should a vendor who received a contract under the set-aside cease to qualify as minority or female-owned during contract performance because of subsequent business transfer, reorganization or other similar actions, the procuring agency may cancel the contract immediately without penalty to the State.
- 3) Any change of the minority and female business status of a certified minority and female business shall be reported to the Council by both the vendor and the procuring agency.
- m) Penalty to Vendor
- The following penalties may be assessed in accordance with the Minority and Female Business Enterprise Act.
- 1) Refusal to supply proof or additional proof of status when claiming minority or female status shall result in suspension from participation in sheltered market programs for a period not to exceed one year.
- 2) Refusal to supply additional proof of status pursuant to subsections (j)(4) and (j)(6) above after receiving a contract under a set-aside shall result in suspension from receiving any additional State contracts for a period of one year and if in the State's interest, cancellation of existing set-aside contracts without penalty to the State. In determining whether to cancel an existing set-aside contract, the State shall consider the cost of utilizing another vendor, availability of another vendor, delivery time and other such factors.
- 3) Accepting a contract under any sheltered market procurement when the vendor does not qualify as a minority or female-owned business pursuant to subsections (i)(4) and (i)(6) above shall result in suspension from all State bidding and contracting for a period of one year. If it is in the State's interest the contract may be cancelled immediately without penalty to the state. In determining whether it is in the State's interest to

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- cancel an existing set-aside contract, the State shall consider the cost of utilizing another vendor, the availability of another vendor, delivery time and other such factors. In addition, if the vendor knowingly misrepresented its status the amount of profit applicable to amounts paid to the vendor shall be withheld from any amounts owed to the vendor. If the amount owed the vendor is insufficient to off-set profits the vendor shall be liable to pay back to the State any balance thereof. The profit rate shall be deemed 20% unless a lesser or greater amount can be conclusively proved.
- 4) Governing boards of State colleges and universities may establish rules governing penalties.
- n) If the Secretary finds a business in violation of the Minority and Female Business Enterprise Act or of this Part, the Secretary shall report such violation to the Illinois Attorney General. Any such violation found by any State agency or any person should be reported to the Secretary as soon as practicable after the finding.
- o) Agency Compliance
- 1) Each agency, other than the governing boards of State colleges and universities, shall submit a compliance plan annually. The Council shall establish the format and timetable for submission of the plan. The Council shall approve the plan if it meets the requirements of this Part and the Minority and Female Business Enterprise Act.
- 2) The governing boards of State colleges and universities shall submit an annual report identifying by university and by campus their total appropriation, expenditures by major object code, expenditures with minority and female owned businesses broken down by major object code, expenditures with minority and female owned businesses broken down by ethnicity, and the names and addresses of minority and female business receiving contracts or subcontracts. The annual report shall also identify any significant accomplishments relating to the program.
- 3) The Council on its own motion or upon request of a procuring agency shall recommend ways in which the procuring agency may reach its goal. Upon finding by the Council that a procuring agency's compliance plan, as presently adopted or implemented, is insufficient to reach the agency goal, the Council shall recommend ways in which the agency can reach its goal. Such recommendations shall include but not be limited to the following (See Act, Section 2):

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- A) assurances of stronger and better focused solicitation efforts to obtain more minority and female owned businesses as potential sources of supply;
- B) division of job or project requirements, when economically feasible, into tasks or quantities to permit participation of minority and female owned businesses;
- C) elimination of extended experience or capitalization requirements, when programmatically feasible, to permit participation of minority and female owned businesses;
- D) identification of specific proposed contracts as particularly attractive or appropriate for participation by minority and female owned business, such identification to result from and be coupled with efforts to subparagraphs (i) through (iii);
- E) implementation of those regulations established for the use of the sheltered market process.
- 4) If the compliance plans or quarterly reports indicate the agency goal will not be reached, the Council will request the agency head to appear before the Council and explain the agency's non-compliance. If the Council determines the agency is not making a serious effort to reach the goal, the Council will then prepare a report for submission to the Governor with recommendations for remedial action.
- p) Professional and Artistic Contract Reporting
- 1) Notice that a professional or artistic contract has been entered into or that the agency or university intends to enter into one shall be given to the Council on the same day that the contractor or first potential contractor is contacted. Notice may be hand delivered or given by fax.
- 2) The notice shall include the agency name and address; contact person; contract reference number; date bid or proposal was first available, return dates and opening dates; term of the contract; services to be provided; special requirements; and dollar value. Notice should be given on the form available from the Department.

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Department of Central Management Services
Minority and Female Business Enterprise Office
William G. Stratton Building, Room 801
Springfield, IL 62706

3) If the professional or artistic contract is advertised in the Official State Newspaper in accordance with Section 4 of the Illinois Purchasing Act, reporting as described above is not required.

(Source: Amended at 17 Ill. Reg. 14576, effective August 27, 1993)

NOTICE OF ADOPTED AMENDMENT(S)

- 1) Heading of the Part: Illinois Physical Therapy Act
- 2) Code Citation: 68 Ill. Adm. Code 1340
- 3) Section Numbers: 1340.40 Adopted Action:
1340.60 Amendment
Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111, pars. 4255, 4262 and 4277 [225 ILCS 90/5, 12 and 27].
- 5) Effective Date of Amendments: August 27, 1993
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 24, 1993
- 9) Date Notice of Proposal Published in Illinois Register: June 11, 1993, at 17 Ill. Reg. 8444
- 10) Has JCAR issued a Statement of Objections to these amendments? No
- 11) Difference(s) between proposal and final version:

The last word in Section 1340.60(a)(4)(A) and (B) was changed from "Board" to "Committee."

In Section 1340.40(d)(3), "The Department shall accept evidence of competitive bidding and to meet this requirement" were deleted from the underlined text. This was a style change rather than a substantive modification.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? No agreement letter was necessary.
- 13) Will these Amendments replace an Emergency Amendment currently in effect? No
- 14) Are there any Amendments pending on this Part? No

CODE OF PROFESSIONAL REGULATION CODE OF ADOPTED AMENDMENT(S)

Summary and Purpose of Amendments: Section 12 of the Illinois Physical Therapist Act authorizes the Department of Professional Regulation to examine applicants for licensure as physical therapists or physical therapist assistants. This amendment establishes that the physical therapist and physical therapist assistant examinations in Illinois shall be the Federation of State Boards of Physical Therapy examinations. A scale score of 600 is established as the passing grade on both exams, along with the requirement that the scores be submitted to the Department of Professional Regulation from the testing entity.

Also detailed are the education and training requirements for applicants seeking to retail an examination after three failures.

Additions to the Restoration Section of the rules set forth education and training acceptable to the Department for persons attempting to restore licenses that have lapsed 6 to 10 years and for those whose licenses have lapsed for more than 10 years.

Department of Professional Regulation
Attention: Team Courtney
320 West Washington, 3rd Floor
Springfield, Illinois 62786
(217) 745-0900

The full text of the Adopted Amendments begins on the next page.

AUTHORITY: Implementing the Illinois Physical Therapy Act (Ill. Rev. Stat. 1991, ch. 111, pars. 4251 through 4286) [225 ILCS 90] and authorized by Section 60(7) of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, par. 60(7)) [20 ILCS 2105/60(7)].

Section 1340.40 Examination

- The examination for a physical therapist license shall be the Federation of State Boards of Physical Therapy examination for physical therapists, a comprehensive and integrated examination including, but not limited to, the following topics:

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- 2) Planning of the treatment program;
- 3) Implementation of the treatment program;
- 4) Administration;
- 5) Education and consultation;
- 6) Research;

- (e) The examination for a physical therapist assistant license shall be the ~~Federation of State Boards of Physical Therapy examination for physical therapist assistants. A comprehensive and integrated examination including test materials related to the following topics:~~
- 1) Examination of the patient/client;
 - 2) Implementation of the treatment program;
 - 3) Communication documentation and ethical and legal standards;
 - 4) The passing grade on the ~~written~~ physical therapy and physical therapist assistant examinations shall be a scaled score of 600, converted ~~where a 75-based on +5 standard deviations below the mean~~. The scores shall be submitted to the Department from the testing entity.
 - 5) An applicant who has three failures of the examination shall be ineligible to retake the examination until such time as he/she submits certification of education on forms supplied by the Department, to the Committee of education, on forms supplied by the Department, to the Committee that, subsequent to the third failure, the applicant has successfully completed:
 - 1) A course of clinical education of not less than three months on a full-time basis under the direct, on site, personal supervision of a licensed physical therapist, as approved by the Committee; or
 - 2) A course of study of not less than forty-eight (48) classroom hours in an approved program of physical therapy; or
- ~~or a minimum of 1,200 hours of professional practice or training acceptable to the Department, deemed to be substantially equivalent to the above. Not less than three months of full-time, total day or site training, supervised by a licensed physical therapist in a clinical setting in Illinois. A signed letter by the supervisor shall be submitted to the Department to verify training.~~

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- e) Any person licensed in Illinois as a physical therapist or physical therapist assistant shall not be admitted to the examination. However, in no way shall this provision limit the Department's ability to require reexaminations for restoration or enforcement purposes.
- f) The provisions of this Section shall apply to all applicants regardless of where the applicant is in the application process.

(Source: Amended at 17 Ill. Reg. 14606, effective August 27, 1993)

Section 1340.60 Restoration

- a) A person applying for restoration of a license which has expired or been placed on inactive status for more than five years shall file an application with the Department along with the required fee and shall do one of the following:
 - 1) Submit certification of current licensure from another state or territory completed by the appropriate state board, and show proof of current active practice; or
 - 2) Submit an affidavit attesting to military service as provided in Section 15 of the Act. If application is made within two years of discharge, and if all other provisions of Section 15 of the Act are satisfied, the applicant will not be required to pay a restoration fee or any lapsed renewal fees; or
 - 3) Pass the ~~written~~ examination ~~provided~~ set forth in Section 1340.40; or
 - 4) Submit evidence of recent attendance at educational programs in physical therapy ~~or a related field~~, including attendance at college level courses, professionally oriented continuing education classes, special seminars, or any other similar program, or evidence of recent related work experience to show that the applicant has maintained competence in his/her field. When the accuracy of any submitted documentation or the relevance or sufficiency of the evidence is questioned by the Department, the applicant shall be requested to provide such information as may be necessary and/or to appear before the Committee for an oral interview. The Department will accept:
 - A) For an applicant whose license has lapsed 6 to 10 years, 80 contact hours of clinical training under the supervision of a licensed physical therapist or 10 hours of continuing education in physical therapy or any combination thereof approved by the Committee.

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- B) For an applicant whose license has lapsed for 10 years or more, 160 contact hours of clinical training under the supervision of a licensed physical therapist or 20 hours of continuing education in physical therapy, or any combination thereof approved by the Committee.
- b) A person applying for restoration of a license which has expired for less than five years shall file an application with the Department and submit \$10 plus all lapsed renewal fees as specified in Section 32 of the Act.

c) When the accuracy of any submitted documentation or the relevance or sufficiency of the course work or experience is questioned by the Department or the Committee because of lack of information, discrepancies or conflicts in information given or a need for clarification, the applicant seeking restoration shall be requested to:

- 1) Provide such information as may be necessary and/or
- 2) Appear for an interview before the Committee to explain such relevance or sufficiency, clarify information or clear up any discrepancies or conflicts of information. Upon the recommendation of the Committee and approval by the Director, an applicant shall have the license restored or will be notified in writing of the reason for the denial of the application.

(Source: Amended at 17 Ill. Reg. 14606, effective August 27, 1993)

- 1) Heading of the Part: Aid to the Aged, Blind or Disabled
- 2) Code Citation: 89 Ill. Adm. Code 113
- 3) Section Numbers: Adopted Action:

113.113	Amendment
113.141	Amendment
- 4) Statutory Authority: Article III and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 3-1 et seq., and 12-13) [305 ILCS 5/3-1 and 12-13]
- 5) Effective Date of Amendments: August 26, 1993
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 26, 1993
- 9) Notice of Proposal Published in Illinois Register: May 28, 1993 (17 Ill. Reg. 7755)
- 10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No
- 11) Differences between proposal and final version: No substantive changes were made to the text of the amendments.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will these Amendments replace Emergency Amendments currently in effect? No
- 14) Are there any Amendments pending on this Part? Yes

Sections Proposed Action Illinois Register Citation

- | | | |
|---------|-----------|--------------------------------------|
| 113.155 | Amendment | August 13, 1993 (17 Ill. Reg. 13380) |
|---------|-----------|--------------------------------------|
- 15) Summary and Purpose of Amendments: These proposed amendments are required to conform to Public Laws 102-237 and 101-610 regarding the exemption of income and assets under the Plan to Achieve Self-Support (PASS) and the exemption of payments under Title I of the National and Community Service Act of 1990. The purpose of the PASS program is to help individuals achieve self-support. The PASS provision is available to Supplemental Security Income (SSI) recipients who are disabled or blind. With Social

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Security Administration's approval, a PASS allows these individuals the opportunity to set aside income and resources for education, vocational training, starting a business, or other activities that would help lead to self-sufficiency. The money thus set aside is not counted toward SSI eligibility. This rulemaking exempts PASS funds and income received under Title I of the National and Community Service Act of 1990.

- 16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Judy Ummuna
 Address: Bureau of Rules and Regulations
 Illinois Department of Public Aid
 100 South Grand Avenue East, Third Floor
 Springfield, Illinois 62762
 Telephone: (217) 524-3215

The full text of the Adopted Amendments begins on the next page:

TITLE 89: SOCIAL SERVICES
 CHAPTER I: DEPARTMENT OF PUBLIC AID
 SUBCHAPTER b: ASSISTANCE PROGRAMS
 PART 113
 AID TO THE AGED, BLIND OR DISABLED

SUBPART A: GENERAL PROVISIONS

Section	Description of the Assistance Program Incorporation By Reference
113.1	
113.5	

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section	Unearned Income Budgeting Unearned Income Budgeting Unearned Income of Applicants Receiving Income On Date of Application And/Or Date of Decision Initial Receipt of Unearned Income Termination of Unearned Income Unearned Income In-Kind Earmarked Income Lump Sum Payments and Income Tax Refunds Protected Income (Repealed) Earned Income (Repealed) Budgeting Earned Income (Repealed) Protected Income Earned Income Exempt Unearned Income Budgeting Earned Income of Applicants Receiving Income On Date of Application And/Or Date of Decision Initial Employment Budgeting Earned Income For Contractual Employees
113.100	
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Budgeting Earned Income For Non-contractual School Employees

113.117	Termination of Employment	Section	113.300	Persons Who May Be Included In the Assistance Unit
113.118	Exempt Earned Income		113.301	Grandfathered Cases
113.120	Recognized Employment Expenses		113.302	Interim Assistance (Repealed)
113.125	Income From Work/Study/Training Programs		113.303	Special Needs Authorizations
113.130	Earned Income From Self-Employment		113.304	Retrospective Budgeting
113.131	Earned Income From Roomer and Boarder		113.305	Budgeting Schedule
113.132	Earned Income From Rental Property		113.306	Purchase and Repair of Household Furniture (Repealed)
113.133	Earned Income In-Kind		113.307	Property Repairs and Maintenance
113.134	Payments from the Illinois Department of Children and Family Services		113.308	Excess Shelter Allowance
113.139	Assets		113.309	Limitation on Amount of AABD Assistance to Recipients from Other States
113.140	Exempt Assets		113.320	Redetermination of Eligibility
113.141	Asset Disregard		113.330	Attorney's Fees for VA Appellants
113.142	Deferral of Consideration of Assets			
113.143	Property Transfers For Applications Filed Prior To October 1, 1989			
113.154	(Repealed)			
113.155	Property Transfers For Applications Filed On Or After October 1, 1989			
113.156	Court Ordered Child Support Payments of Parent/Step-Parent	Section	113.400	Description of the Interim Assistance Program
113.157	Sponsors of Aliens		113.405	Pending SSI Application
113.160	Assignment of Medical Support Rights		113.410	More Likely Than Not Eligible for SSI

SUBPART D: PAYMENT AMOUNTS

Section	Payment Levels for AABD	
113.245	Personal Allowance	
113.246	Personal Allowance Amounts	
113.247	Shelter	
113.248	Utilities and Heating Fuel	
113.249	Laundry	
113.250	Telephone	
113.251	Transportation, Lunches, Special Fees	
113.252	Allowances for Increase in SSI Benefits	
113.253	Nursing Care or Personal Care in Home Not Subject to Licensing	
113.254	Sheltered Care in a Licensed Group Care Facility	
113.255	Shopping Allowance	
113.256	Special Allowances for Blind and Partially Sighted (Blind Only)	
113.257	Home Delivered Meals	
113.258	AABD Fuel and Utility Allowances By Area	
113.259	Sheltered Care Rates	
113.260	Cases in Licensed Intermediate Care Facilities, Licensed Skilled Nursing Facilities, DMHDD Facilities and All Other Licensed Medical Facilities	
113.261	Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 46, p. 44, effective November 1, 1978; emergency amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3	

Section	Persons Who May Be Included In the Assistance Unit
113.300	Persons Who May Be Included In the Assistance Unit
113.301	Grandfathered Cases
113.302	Interim Assistance (Repealed)
113.303	Special Needs Authorizations
113.304	Retrospective Budgeting
113.305	Budgeting Schedule
113.306	Purchase and Repair of Household Furniture (Repealed)
113.307	Property Repairs and Maintenance
113.308	Excess Shelter Allowance
113.309	Limitation on Amount of AABD Assistance to Recipients from Other States
113.320	Redetermination of Eligibility
113.330	Attorney's Fees for VA Appellants

SUBPART F: INTERIM ASSISTANCE

SUBPART E: OTHER PROVISIONS

Section	Description of the Interim Assistance Program
113.400	Pending SSI Application
113.405	More Likely Than Not Eligible for SSI
113.410	Non-Financial Factors of Eligibility
113.415	Financial Factors of Eligibility
113.420	Payment Levels for Chicago Interim Assistance Cases
113.425	Payment Levels for all Interim Assistance Cases Outside Chicago
113.430	Medical Eligibility
113.435	Attorney's Fees for SSI Applicants
113.440	Advocacy Program for Persons Receiving Interim Assistance
113.445	Limitation on Amount of Interim Assistance to Recipients from Other States
113.500	Attorney's Fees for SSI Appellants (Renumbered)

AUTHORITY: Implementing Article III and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 3-1 et seq. and 12-13) [305 ILCS 5/3-1 et seq. and 5/12-13]

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3

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Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; emergency amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041, effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; emergency amendment at 5 Ill. Reg. 8106, effective August 1, 1981; emergency amendment at 5 Ill. Reg. 10062, effective October 1, 1981; emergency amendment at 5 Ill. Reg. 10079, effective October 1, 1981; emergency amendment at 5 Ill. Reg. 10095, effective October 1, 1981; emergency amendment at 5 Ill. Reg. 10113, effective October 1, 1981; emergency amendment at 5 Ill. Reg. 10124, effective October 1, 1981; emergency amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; emergency amendment at 5 Ill. Reg. 11647, effective October 16, 1981; emergency amendment at 6 Ill. Reg. 611, effective January 1, 1982; emergency amendment at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; emergency amendment at 6 Ill. Reg. 2455, effective February 11, 1982; emergency amendment at 6 Ill. Reg. 6475, effective May 18, 1982; emergency amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 10, 1983; amended (by adding Sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 9367, effective August 1, 1983; amended at 7 Ill. Reg. 17351, effective December 21, 1983; amended at 8 Ill. Reg. 537, effective December 30, 1983; amended at 8 Ill. Reg. 5225, effective April 9, 1984; amended at 8 Ill. Reg. 6746, effective April 27, 1984; amended at 8 Ill. Reg. 11414, effective June 27, 1984; amended at 8 Ill. Reg. 1373, effective July 16, 1984; amended (by sections being codified with no substantive change) at 8 Ill. Reg. 11302, effective May 17, 1985; amended at 9 Ill. Reg. 8166, effective July 5, 1985; amended at 9 Ill. Reg. 8657, effective May 25, 1985; amended at 9 Ill. Reg. 11302, effective July 8, 1985; amended at 9 Ill. Reg. 11636, effective July 8, 1985; amended at 9 Ill. Reg. 11991, effective July 12, 1985; amended at 9 Ill. Reg. 12806, effective August 9, 1985; amended at 9 Ill. Reg. 15896, effective October 4, 1985; amended at 9 Ill. Reg. 16291, effective October 10, 1985; emergency amendment at 10 Ill. Reg. 364, effective January 1, 1986; amended at 10 Ill. Reg. 1183, effective January 10, 1986; amended at 10 Ill. Reg. 6956, effective April 16, 1986; amended at 10 Ill. Reg. 8794, effective May 12, 1986; amended at 10 Ill. Reg. 10628, effective June 3, 1986; amended at 10 Ill. Reg. 11920, effective July 3, 1986; amended at 10 Ill. Reg. 15110, effective September 5, 1986; amended at 10 Ill. Reg. 15631, effective September 19, 1986; amended at 11 Ill. Reg. 3150, effective February 6, 1987; amended at 11 Ill. Reg. 8712, effective April 20, 1987; amended at 11 Ill. Reg. 9919, effective May 15, 1987; emergency amendment at 11 Ill. Reg. 12441, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20880, effective December 14, 1987; amended at 12 Ill. Reg. 867, effective January 1, 1988; amended at 12 Ill. Reg. 2137, effective January 11, 1988; amended at 12 Ill. Reg. 3497, effective January 22, 1988; amended at 12 Ill. Reg. 5642, effective March 15, 1988; amended at 12 Ill. Reg. 6151, effective March 22, 1988; amended at 12 Ill. Reg. 7681, effective April 22, 1988; amended at 12 Ill. Reg. 8662, effective May 13, 1988; amended at 12 Ill. Reg. 9023, effective May 20, 1988; amended at 12 Ill. Reg. 6996, effective May 24, 1988; emergency amendment at 12 Ill. Reg. 11828, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 14162, effective August 30, 1988; amended at 12 Ill. Reg. 17849, effective October 25, 1988; amended at 13 Ill. Reg. 63, effective January 1, 1989; emergency amendment at 13 Ill. Reg. 3402, effective March 3, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 6007, effective April 14, 1989; amended at 13 Ill. Reg. 12553, effective July 12, 1989; amended at 13 Ill. Reg. 13609, effective August 11, 1989; emergency amendment at 13 Ill. Reg. 14467, effective September 1, 1989, for a maximum of 150 days; emergency amendment at 13 Ill. Reg. 16154, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 14 Ill. Reg. 720, effective January 1, 1990; emergency amendment at 14 Ill. Reg. 6321, effective April 16, 1990; amended at 14 Ill. Reg. 13187, effective August 6, 1990; amended at 14 Ill. Reg. 14806, effective September 3, 1990; amended at 14 Ill. Reg. 16957, effective September 30, 1990; amended at 15 Ill. Reg. 277, effective January 10, 1991, 1, 1991; emergency amendment at 15 Ill. Reg. 1111, effective January 10, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 5291, effective April 1, 1991; amended at 15 Ill. Reg. 5698, effective April 10, 1991; amended at 15 Ill. Reg. 7104, effective April 30, 1991; amended at 15 Ill. Reg. 11142, effective July 22, 1991; amended at 15 Ill. Reg. 11948, effective August 12, 1991; amended at 15 Ill. Reg. 14073, effective September 11, 1991; emergency amendment at 15 Ill. Reg. 15119, effective October 7, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 16709, effective November 1, 1991; amended

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at 16 Ill. Reg. 3468, effective February 20, 1992; amended at 16 Ill. Reg. 9986, effective June 15, 1992; amended at 16 Ill. Reg. 11565, effective July 15, 1992; emergency amendment at 16 Ill. Reg. 13441, effective September 1, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14722, effective September 15, 1992, for a maximum of 150 day; emergency amendment at 16 Ill. Reg. 17154, effective November 1, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 17764, effective November 13, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 827, effective January 15, 1993; amended at 17 Ill. Reg. 2263, effective February 15, 1993; amended at 17 Ill. Reg. 3202, effective February 26, 1993; amended at 17 Ill. Reg. 4322, effective March 22, 1993; amended at 17 Ill. Reg. 6804, effective April 21, 1993; amended at 17 Ill. Reg. 14612, effective August 26, 1993.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section 113.113 Exempt Unearned Income

The following unearned income is exempt from consideration in determining eligibility for assistance and the amount of the assistance payment.

- a) The value of the coupon allotment under the Food Stamp Act of 1977 (7 U.S.C. 2017(b));
- b) The value of the U.S. Department of Agriculture donated foods (surplus commodities);
- c) The value of home produce which is used for personal consumption;
- d) The value of supplemental food assistance received under the Child Nutrition Act of 1966 as amended (42 U.S.C. 1780(b)), and the special food service program for children under the National School Lunch Act as amended (42 U.S.C. 1760);
- e) Any benefits received under Title VII, Nutrition Program for the Elderly, of the Older Americans Act of 1965, as amended, (42 U.S.C. 3045 et seq.);
- f) Any payment received under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4636);
- g) Any funds distributed per capita or held in trust for members of any Indian Tribe under P.L. 92-254, P.L. 93-134, or P.L. 94-540;
- h) Tax exempt portions of payments made pursuant to the Alaska Native Claims Settlement Act (42 U.S.C. 1601 et seq.);

Section 113.113 (continued)

- i) Any compensation provided to individual volunteers under the Retired Senior Volunteer Program and the Foster Grandparent Program and Older Americans Community Service Programs established under Title VI of the Older Americans Act of 1965, as amended (42 U.S.C. 3045 et seq.);
- j) Payments to Volunteers under the 1973 Domestic Volunteer Service Act (48 U.S.C. 5044(q)). These include:
 - 1) Vista Volunteers; and
 - 2) Volunteers serving as senior health aides, senior companions, foster grandparents, or persons serving in the Service Corps of Retired Executives (SCOPE) or the Active Corps of Executives (ACE).
- k) Income received under the provisions of the Illinois "Senior Citizens and Disabled Persons Property Tax Relief Act" (Ill. Rev. Stat. 1991, ch. 67 1/2, pars. 401 et seq.). This includes both the benefits commonly known as the "circuit breaker" and "additional grants";
- l) Social Security death benefit expended on a funeral and/or burial;
- m) Experimental Housing Allowance Program payments made under Annual Contributions Contracts entered into prior to January 1, 1975 under Section 23 of the U.S. Housing Act of 1937, as amended (42 U.S.C. 1437(f));
- n) Any payments distributed per capita or held in trust for members of Indian tribes under Section 5 of P.L. 94-114 that became effective October 17, 1975;
- o) SSI lump sum payments received by MANG participants who reside in the community (not residing in a long term care facility, DMHDD facility or other medical facility);
- p) Any adoption subsidy received from DCFS;
- q) Any foster care payment received from DCFS except independent living arrangement payments;
- r) Title IV-E adoption assistance or foster care payment received from a state welfare agency of another state are exempt for MANG;
- s) Any payment received from the Self Sufficiency Trust Fund established in accordance with ch. 91 1/2, par. 5-118;

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Section 113.113 (continued)

- t) Any payment received under Title I of P.L. 100-383, the Civil Liberties Act of 1988, which provides that restitution shall be made to United States citizens and permanent resident aliens of Japanese ancestry who were interned during World War II;
- u) Any payment received under Title II of P.L. 100-383, the Aleutian and Pribilof Islands Restitution Act, which provides that restitution shall be made to any Aleut living on the date of enactment of P.L. 100-383 (August 10, 1988) who, as a civilian, was relocated by authority of the United States from his or her home village on the Pribilof Islands or the Aleutian Islands west of Unimak Island to an internment camp, or other temporary facility or location during World War II; or who was born while his or her natural mother was subject to such relocation;
- v) Payments made to veterans who receive an annual disability payment or to the survivors of deceased veterans who receive a one-time lump sum payment from the Agent Orange Settlement Fund or any other fund referencing Agent Orange product liability under P.L. 101-201; and
- w) Payments received under the Radiation Exposure Compensation Act.*

x) Money received from the Social Security Administration under a Plan to Achieve Self-Support (PASS); and

y) Earnings, allowances, and payments received under Title I of the National and Community Service Act of 1990.

(Source: Amended at 17 Ill. Reg. 14612 effective August 26, 1993)

Section 113.141 (continued)

- B) Regardless of the value, personal effects and household goods are exempt in determining the amount allowed as the Community Spouse Asset Allowance (as described at 89 Ill. Adm. Code 120.386).
- 3) Resources (e.g., land, buildings, equipment and supplies or tools) necessary for self-support up to \$6,000 of the individual's equity in the income producing property provided the property produces a net annual income of at least 6% of the excluded equity value of the property. The equity value in excess of \$6,000 is applied toward the asset disregard. If the activity produces income less than 6% of the exempt equity due to reasons beyond the individual's control (for example, the individual's illness or crop failure) and there is a reasonable expectation that the individual's activity will increase to produce income equal to 6% of the equity value (e.g., the medical prognosis is that the individual is expected to respond to treatment or drought resistance corn will be planted), the property is exempt. If the individual owns more than one piece of property and each produces income, each is looked at to see if the 6% rule is met and then the amount of the individual's equity in all of those properties are totaled to see if the total equity is \$6,000 or less.
- 4) Automobile
- A) exclude one automobile, regardless of value, used by the client, spouse, or other dependent if:
- it is necessary for employment;
 - it is necessary for the medical treatment of a specific or regular medical problem;
 - it is modified for operation by or transportation of a handicapped person;
 - it is necessary because of factors such as climate, terrain or distance to provide necessary transportation to perform essential daily activities; or
 - one vehicle for each spouse is exempt in determining the amount allowed as the Community Spouse Asset Allowance (as described at 89 Ill. Adm. Code 120.386).
- a) The following assets are exempt from consideration in determining eligibility for assistance and the amount of the assistance payment:
- Homestead property
 - Personal Property
- A) Personal effects extraordinarily and household goods of reasonable value (reasonable value means the client's equity value in such property does not exceed \$2,000). Wedding and engagement rings and items required due to medical or physical condition.

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Section 113.141(a)(4) (continued)

B) if not excluded in subsection (a)(4)(A) above exclude one automobile to the extent the fair market value does not exceed \$4500. Apply the excess fair market value toward the asset disregard (see Section 113.142). The Department will determine fair market value in accordance with 89 Ill. Adm. Code 121.57(b)(2)(D)(iv).

C) for all other automobiles, apply the equity value (fair market value minus any encumbrance) toward the asset disregard (see Section 113.142).

5) Life insurance policies with a total face value of \$1,500 or less and all term life insurance policies. If total face value exceeds \$1,500, the cash surrender value must be counted as a resource.

b) Burial spaces and funds are exempt as follows:

1) Burial spaces which are intended for the use of the individual, his or her spouse, or any other member of his or her immediate family (i.e., immediate family is defined as an individual's minor and adult children, including adopted children and step-children, an individual's brothers, sisters, parents, adoptive parents, and the spouses of these individuals).

2) Funds set aside for the burial expenses of the individual and his or her spouse, subject to a limit of \$1,500 each. This limit will be reduced by the face value of any excluded life insurance policy and the amount of any funds held in an irrevocable trust or other irrevocable arrangement which are available for burial expenses.

3) Interest earned on excluded burial funds and appreciation in the value of excluded burial arrangements which occurred the earlier of the date of first SSI eligibility or the date of AABD eligibility, but no earlier than November 1, 1982 (see 20 CFR 416.1231(b)(5)(1989)).

c) Assets necessary for fulfillment of an approved plan for achieving self support.

d) Trust funds are exempt as follows:

1) The principal of a trust fund only when the instrument establishing the trust specifically states the principal cannot be impaired.

Section 113.141(d) (continued)

- 2) The principal of a trust fund established under the Self Sufficiency Trust Fund Program (Section 5-118 of the Mental Health and Developmental Disabilities Code, Ill. Rev. Stat. 1989, ch. 91 1/2, par. 5-118).
- e) Assets excluded by express provision of 20 CFR 416.1236(1989).
- f) Donations or benefits from fund raisers held for a seriously ill client provided the client or a responsible relative of the client does not have control (e.g., not available to the client or the responsible relative) over the donations or benefits or the disbursement of donations or benefits.
- g) Payments made to veterans who receive an annual disability payment or to the survivors of deceased veterans who receive a one time lump sum payment from the Agent Orange Settlement Fund or any other fund referencing Agent Orange product liability under P.L. 101-201.
- h) Money received from the Social Security Administration under a plan to Achieve Self-Support (PASS) and held in a separate account.

(Source: Amended at 17 Ill. Reg. 14612, effective August 26, 1993)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Food Stamps2) Code Citation: 89 Ill. Adm. Code 1213) Section Numbers: Adopted Action:

121.31	Amendment
121.32	Amendment
121.50	Amendment
121.58	Amendment
121.63	Amendment

4) Statutory Authority: Sections 12-4.4 through 12-4.6 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 12-4.4 through 12-4.6 and 12-13) [305 ILCS 5/12-4.4 through 12-4.6 and 12-13]5) Effective Date of Amendments: August 26, 1993

6) Does this rulemaking contain an automatic repeal date? No

7) Do these Amendments contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: August 26, 1993

9) Notice of Proposal Published in Illinois Register:

May 21, 1993 (17 Ill. Reg. 7165)

10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No

11) Differences between proposal and final version: No substantive changes were made to the text of the amendments.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these Amendments replace Emergency Amendments currently in effect? No

14) Are there any Amendments pending on this Part? No

15) Summary and Purpose of Amendments: These proposed amendments are required to conform to Public Laws 102-237 and 101-610 regarding the exemption of income and assets under the Plan to Achieve Self-Support (PASS) and the exemption of payments under Title I of the National and Community Service Act of 1990. The purpose of the PASS program is to help individuals achieve self-support. The PASS provision is available to Supplemental Security Income (SSI) recipients who are disabled or blind. With Social Security Administration's approval, a PASS allows these individuals the

opportunity to set aside income and resources for education, vocational training, starting a business, or other activities that would help lead to self-sufficiency. The money thus set aside in not counted toward SSI eligibility. This rulemaking exempts PASS funds and income received under Title I of the National and Community Service Act of 1990 for Food Stamp purposes.

These proposed amendments also exempt as income student financial assistance funded under Title IV of the Higher Education Act and the Bureau of Indian Affairs Higher Education Act. In addition, this rulemaking increases the State Utility Standard from \$195.00 to \$198.00.

16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Judy Umunna
Address: Bureau of Rules and Regulations

Bureau of Indian Affairs Higher Education Act
100 South Grand Avenue East, Third Floor
Springfield, Illinois 62762
Telephone: (217) 524-3215

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 121
 FOOD STAMPS

SUBPART A: APPLICATION PROCEDURES

Section	Application for Assistance	Section	Net Monthly Income Eligibility Standards
121.1	Time Limitations on the Disposition of an Application	121.60	Earned Income In-Kind
121.2	Approval of an Application and Initial Authorization of Assistance	121.61	Sponsors of Aliens
121.3	Denial of an Application	121.62	Assets
121.4	Client Cooperation	121.63	Exempt Assets
121.5	Emergency Assistance	121.64	Asset Disregards
121.6	Expedited Services		
121.7	Interviews		
121.10			

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section	Ending a Voluntary Quit Disqualification	Section	Fraud Disqualification (Renumbered)
121.19	Citizenship	121.80	Initiation of Administrative Fraud Hearing (Repealed)
121.20	Residence	121.81	Definition of Fraud (Renumbered)
121.21	Social Security Numbers	121.82	Notification To Applicant Households (Renumbered)
121.22	Work Registration/Participation Requirements (Repealed)	121.83	Disqualification Upon Finding of Fraud (Renumbered)
121.23	Individuals Exempt From Work Registration Requirements (Repealed)	121.84	Court Imposed Disqualification (Renumbered)
121.24	Failure to Comply (Repealed)	121.85	Monthly Reporting and Retrospective Budgeting
121.25	Period of Disqualification (Repealed)	121.90	Monthly Reporting
121.26	Voluntary Job Quit (Repealed)	121.91	Retrospective Budgeting
121.27	Good Cause for Voluntary Job Quit (Repealed)	121.92	Direct Mail Issuance of Food Stamp Coupons
121.28	Exemptions from Voluntary Quit Rule (Repealed)	121.93	Replacement of Food Stamp Coupons
121.29		121.94	Restoration of Lost Benefits

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section	Unearned Income	Section	Unearned Income
121.30	Exempt Unearned Income	121.31	Education Benefits
121.31	Education Benefits	121.32	Unearned Income In-Kind
121.32	Unearned Income In-Kind	121.33	Lump Sum Payments and Income Tax Refunds
121.33	Lump Sum Payments and Income Tax Refunds	121.34	Earned Income
121.34	Earned Income	121.40	Budgeting Earned Income
121.40	Budgeting Earned Income	121.41	Exempt Earned Income
121.41	Exempt Earned Income	121.50	Income from Work/Study/Training Programs
121.50	Income from Work/Study/Training Programs	121.51	Earned Income from Roomer and Boarder
121.51	Earned Income from Roomer and Boarder	121.52	Income From Rental Property
121.52	Income From Rental Property	121.135	Incorporation By Reference

Section	Subpart D: ELIGIBILITY STANDARDS	Section	Subpart E: HOUSEHOLD CONCEPT	Section	Subpart F: MISCELLANEOUS PROGRAM PROVISIONS
121.54		121.60		121.80	Fraud Disqualification (Renumbered)
121.55		121.61		121.81	Initiation of Administrative Fraud Hearing (Repealed)
121.57		121.62		121.82	Definition of Fraud (Renumbered)
121.58		121.63		121.83	Notification To Applicant Households (Renumbered)
121.59		121.64		121.84	Disqualification Upon Finding of Fraud (Renumbered)
				121.85	Court Imposed Disqualification (Renumbered)
				121.90	Monthly Reporting and Retrospective Budgeting
				121.91	Monthly Reporting
				121.92	Retrospective Budgeting
				121.93	Direct Mail Issuance of Food Stamp Coupons
				121.94	Replacement of Food Stamp Coupons
				121.95	Restoration of Lost Benefits
				121.96	Uses For Food Coupons
				121.97	Supplemental Payments
				121.98	Food Stamp Simplified Application Demonstration Project (Repealed)
				121.99	Recertification of Eligibility
				121.120	Residents of Shelters for Battered Women and their Children
				121.130	Incorporation By Reference
				121.135	

ILLINOIS REGISTRY

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LITERATURE

Small Group Living Arrangement Facilities and Drug/Alcoholic Treatment Centers

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Section	Definition of Intentional Violations of the Program
121.150	Penalties for Intentional Violations of the Program
121.151	Notification To Applicant Households
121.152	Dissqualification Upon Finding of Intentional Violation of the Program
121.153	Court Imposed Disqualification
121.154	

Even though some training programs may do it.

Section	Persons Required to Participate
	121.160
	121.162
	121.164
	121.166
	121.170
	121.172
	121.174
	121.176
	121.178
	121.180
	121.182
	121.184
Participation and Cooperation Requirements	Orientation
	Assessment and Employability Plan
	Job Search Component
	Basic Education Component
	Job Readiness Component
	Work Experience Component
	Job Training Component
	Grant Diversion Component
	Earnfare Component
	Sanctions

	Establishing a Claim for Unintentional Household Errors and Administrative Errors (Recodified)
121.188	Collecting Claim Against Households (Recodified)
121.190	Failure to Respond to Initial Demand Letter (Recodified)
121.200	Methods of Repayment of Food Stamp Claims (Recodified)
121.201	Determination of Monthly Allotment Reductions (Recodified)
121.202	Failure to Make Payment in Accordance with Repayment Schedule (Recodified)
121.203	
121.204	
121.205	
121.206	
121.207	

Suspension and Termination of Claims (Recodified)

AUTHORITY: Implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code (111. Rev. Stat. 1991, ch. 23, par. 12-4.4 through 12-4.6 and 12-13) [305 ILCS 5/12-4.4 through 5/12-4.6 and 5/12-13].

September 6, 1985; peremptory amendment at 9 Ill. Reg. 1582, effective October 1, 1985; amended at 9 Ill. Reg. 16889, effective October 16, 1985; amended at 9 Ill. Reg. 19726, effective December 9, 1985; amended at 10 Ill. Reg. 229, effective December 20, 1985; peremptory amendment at 10 Ill. Reg. 3787, effective April 21, 1986; peremptory amendment at 10 Ill. Reg. 7041.

NOTICE OF ADOPTED AMENDMENTS

effective May 1, 1986; amended at 10 Ill. Reg. 14692, effective August 29, 1986; peremptory amendment at 10 Ill. Reg. 15714, effective October 1, 1986; Sections 121.200 thru 121.208 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; peremptory amendment at 11 Ill. Reg. 3761, effective February 11, 1987; emergency amendment at 11 Ill. Reg. 3754, effective February 13, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 9968, effective May 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 10269, effective May 22, 1987; amended at 11 Ill. Reg. 10621, effective May 25, 1987; peremptory amendment at 11 Ill. Reg. 11391, effective July 1, 1987; peremptory amendment at 11 Ill. Reg. 11855, effective June 30, 1987; emergency amendment at 11 Ill. Reg. 12043, effective July 6, 1987; amended at 11 Ill. Reg. 13635, effective August 1, 1987; amended at 11 Ill. Reg. 14022, effective August 10, 1987; emergency amendment at 11 Ill. Reg. 15261, effective September 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 15400, effective September 4, 1987; amended at 11 Ill. Reg. 15634, effective October 31, 1987; amended at 11 Ill. Reg. 18218, effective October 30, 1987; peremptory amendment at 11 Ill. Reg. 18374, effective October 30, 1987; amended at 12 Ill. Reg. 877, effective December 30, 1987; emergency amendment at 12 Ill. Reg. 1941, effective December 31, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 4204, effective February 5, 1988; amended at 12 Ill. Reg. 9678, effective May 23, 1988; amended at 12 Ill. Reg. 9922, effective June 1, 1988; amended at 12 Ill. Reg. 11463, effective June 30, 1988; amended at 12 Ill. Reg. 12824, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 14045, effective August 19, 1988 for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 15704, effective October 1, 1988; peremptory amendment at 12 Ill. Reg. 16271, effective October 1, 1988; amended at 12 Ill. Reg. 20161, effective November 30, 1988; amended at 13 Ill. Reg. 3890, effective March 10, 1989; amended at 13 Ill. Reg. 13119, effective August 14, 1989; peremptory amendment at 13 Ill. Reg. 15859, effective October 1, 1989; amended at 14 Ill. Reg. 729, effective January 1, 1990; amended at 14 Ill. Reg. 6349, effective April 13, 1990; amended at 14 Ill. Reg. 13202, effective August 6, 1990; peremptory amendment at 14 Ill. Reg. 15158, effective October 1, 1990; amended at 14 Ill. Reg. 16983, effective September 30, 1990; amended at 15 Ill. Reg. 11150, effective July 22, 1991; amended at 15 Ill. Reg. 11957, effective August 12, 1991; peremptory amendment at 15 Ill. Reg. 14134, effective October 1, 1991; emergency amendment at 16 Ill. Reg. 757, effective January 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 10011, effective June 15, 1992; amended at 16 Ill. Reg. 13900, effective August 31, 1992; emergency amendment at 16 Ill. Reg. 16221, effective October 1, 1992, for a maximum of 150 days; peremptory amendment at 16 Ill. Reg. 16345, effective October 1, 1992; amended at 16 Ill. Reg. 16624, effective October 23, 1992; amended at 17 Ill. Reg. 644, effective December 31, 1992; amended at 17 Ill. Reg. 4333, effective March 19, 1993; amended at 17 Ill. Reg. 14625, effective August 26, 1993.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

NOTICE OF ADOPTED AMENDMENTS

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section 121.31 Exempt Unearned Income

The following unearned income is exempt:

- a) Vendor payments when these are made in behalf of a household by a nonhousehold member with nonhousehold funds, and paid directly to the household's creditors or person or organization providing the service to the household. (Including rent and mortgage payments made to landlords or mortgagees by Housing and Urban Development (HUD).)
- b) Monies that are legally obligated and otherwise payable to the household such as, but not limited to, garnished wages, public assistance grants directed to a protective payee, GA disbursing orders, and payments directed to a vendor, and support or alimony payments legally obligated to a household member, but which are diverted by the provider of the payment to a third party for a household expense, are counted as income and not excluded as a vendor payment. The following are considered vendor payments not diverted income:
 - 1) Rent paid directly to a landlord by a household's employer in addition to paying the household its regular wages;
 - 2) Assistance payments that would not normally be provided in a money payment to the household, and that are over and above normal public assistance or general assistance grants, if they are made directly to a third party for a household expense;
 - 3) Child support or alimony payments specified by a court order or other legally binding agreement to go directly to a third party rather than to a household, and
 - 4) Support payments not required by a court order or other legally binding agreement (payments in excess of an amount specified in a court order or written agreement) which are paid to a third party rather than the household.
 - 5) Public Assistance/General Assistance payments to a third party in behalf of a household for medical, child care, or energy assistance. (Public Assistance means AFDC and AABD).
 - 6) From October 20, 1987, to September 30, 1989, the entire amount of Public Assistance/General Assistance payments to third parties in behalf of a household for temporary housing, even any portion of the payment which is part of the normal Public

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.31(b)(6) (continued)

Assistance/General Assistance payment, provided the housing lacks facilities for preparation and cooking of hot meals or refrigerated food storage.

- 7) Emergency Public Assistance (PA) or General Assistance (GA) payments made directly to a third party (i.e., vendor payment) on behalf of a migrant or seasonal farmworker household while the household is in the job stream. This assistance includes, but is not limited to, emergency vendor payments for housing or transportation.
- c) Cash donations based on need received on or after February 1, 1988, from one or more private nonprofit charitable organizations, but not to exceed \$300.00 in a Federal fiscal year quarter.
- d) Any income in the certification period which is received too infrequently or irregularly to be reasonably anticipated, not in excess of \$30.00 per quarter.
- e) All loans (other than educational loans on which repayment is deferred).
- f) Reimbursements for past or future expenses, to the extent they do not exceed actual expenses and do not represent a gain or benefit to the household. This does not include reimbursements for normal living expenses.
- g) Monies received and used for the care and maintenance of a third-party beneficiary who is not a household member. Foster care payments are considered income to the adult or child in foster care and not income to the household. Providing the foster care even if the payments are made to the provider household rather than to the adult or child(ren) in foster care. If the household chooses to include the adults and/or children in foster care as part of the household, the entire foster care payment is considered unearned income to the household.
- h) Income of nonhousehold members except for those who have been disqualified for fraud or intentional program violation, for failure to meet the social security number requirements, because of ineligible alien status, or due to questionable citizenship status.
- i) Payments to volunteers under the Domestic Volunteer Service Act (42 U.S.C. 4951-4993) (VISTA) are exempt only if the individual:

Section 121.31(i) (continued)

- 1) was receiving food stamps or public assistance at the time he/she joined VISTA, and/or
- 2) was receiving an exempted VISTA payment, or other subsistence payments under Title I of the Domestic Volunteer Services Act, prior to March 1, 1979 and the volunteer contract in effect March 1, 1979 has not expired.
- j) Income received from the disposition of funds to the Grand River Band of Ottawa Indians.
- k) Any income specifically excluded by any Federal statute from income consideration for food stamp purposes.
- l) Unearned income such as need based payments, cash assistance, compensation in lieu of wages and allowances through the Job Training Partnership Act (29 U.S.C. 1501 - 1781).
- m) Portions of cash assistance payments designated as being for the purpose of energy assistance.
- n) Payments made by the Illinois Department of Mental Health and Developmental Disabilities under the Family Assistance Program for Mentally Disabled Children under P. A. 86-921.
- o) Income received from the Social Security Administration under the PASS Program.

Section 121.32 Education Benefits

(Source: Amended at 17 Ill. Reg. 14625, effective August 26, 1993)

- a) ANY-PARTITION-OF-INCOME-FROM-EDUCATION-BENEFITS-(GRANTS-OR-SCHOLARSHIPS-OR-FELLOWSHIPS-DEFERRED-LEADS-ETC)-IS-EXEMPT-IF-IT-IS-US-ED-FEE-TUITION-AND-MANDATORY-SCHOOL-FEES-AT-AN-INSTITUTION-OF-POST-SECONDARY-EDUCATION-CORRESPONDENCE-SCHOOLS-AND-SCHOOLS-AT-ANY-LEVEL-FEE-THE-PHYSICALLY-AND-MENTALLY-HANDICAPPED-
1) An-institution-of-post-secondary-education-is-defined-as-any-educational-institution-at-the-post-high-school-level-whose-students-are-entitled-to-receive-educational-grants,-loans-or-scholarships-for-attendee-at-the-institution-

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.32(a) (continued)

- b) The amount of a deferred educational loan used for student loan insurance premiums or origination fees is exempt.
- c) In addition to the exemptions provided in subsection (a) and/or (b), portions of all non-federal deferred payment educational loans, grants, scholarships, fellowships, earmarked by-the-grantor-for-educational expenses are exempt of non-Title IV income are exempt to the extent that the assistance is intended by the institution for expenses related to the education of the student. This includes charges for student loan origination fees and insurance premiums.
- d) Funds from federal or non-federal non-Title IV sources used intended for a student's living-expenses such as feed-eatent room and board are not exempt.
- e) Verification of student expenses is required.
- f) Income from educational benefits (grants, scholarships, fellowships, deferred loans, etc.) which is not exempt shall be averaged over the period of time for which it is provided.

(Source: Amended at 17 Ill. Reg. 14625, effective August 26, 1993)

Section 121.50 Exempt Earned Income

- a) The earned income of a child residing in the household who is under 18 years of age and who is attending at least half time (as defined by the institution) a kindergarten or pre-school, a grade school, high school, vocational school, technical school, training program,

Section 121.50(a) (continued)

- g) Income from educational benefits (grants, scholarships, fellowships, deferred loans, etc.) which is not exempt shall be averaged over the period of time for which it is provided.
- h) This exemption shall not apply to any training allowances or educational grants received by the child.
- i) This exemption shall not apply if the student is an emancipated minor or living alone.
- j) Earnings from employment through the Jobs Training Partnership Act if the individual is under age nineteen (19) and under the parental control of another adult household member. "Parental control" refers to an adult who has responsibility for the well-being, care and maintenance of a child.
- k) Advance payments of the Earned Income Tax Credit.
- l) Earnings, allowances and payments under Title I of the National and Community Service Act of 1990. These programs include Serve-America, Higher Education Innovative Projects, American Conservation and Youth Corps Programs and National and Community Service Programs.

(Source: Amended at 17 Ill. Reg. 14625 effective August 26, 1993)

Section 121.58 Exempt Assets

- a) Homestead Property
- 1) The home and surrounding property which, exclusive of public rights of way, is not separated from the home by intervening property owned by others.
- 2) Homes which are temporarily unoccupied for reasons of employment, training for future employment, illness, or inhabitability caused by casualty or natural disaster, remain exempt if the household intends to return.
- 3) A lot owned or being purchased by the household if the household intends to build or is building a permanent home and the household does not currently own a home.

- b) Personal Property

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.58(b) (continued)

Household goods, personal effects, one burial plot per household member, and the cash value of life insurance policies and pension plans except Individual Retirement Accounts (IRA's) and Keogh Plans which do not involve a household member in a contractual relationship with someone who is not a member of the same food stamp household. If the Keogh plan involves a member of the household and someone who is not a member of the same food stamp household, it is exempt unless the client can withdraw funds from the plan without affecting the other individual(s).

c) Income Producing Property

- 1) Property which is annually producing income consistent with its fair market value (including land or buildings being sold by instalment contract), even if only used on a seasonal basis.
- 2) Property which is essential to the employment or self-employment of a household member, such as, farmland and work related equipment (tools of a tradesman, farm machinery). In the case of farm property (including land, equipment, and supplies) that is essential to the self-employment of a household member in a farming operation, the value of such property shall be excluded from financial resources until the expiration of the one (1) year period beginning on the date such member ceases to be self-employed in farming.
- 3) A rental home which is used by a household for vacation purposes at sometime during the year is an asset, unless excluded by the preceding subsection (1).

d) Governmental Disaster Payments

- Any governmental payments specifically designated for the restoration of a home damaged in a disaster (if the household is subject to a legal sanction if the funds are not used as intended).

e) Inaccessible Assets

Assets whose cash value is not accessible to the household, such as but not limited to:

- 1) irrevocable trust funds,
- 2) security deposits on rental property and utilities,
- 3) property in probate,

Section 121.58(e) (continued)

- 4) real property when a good faith effort is being made to sell at a reasonable price, or
- 5) jointly owned assets which cannot be practically subdivided and are accessible only with the consent of the joint owner who refuses to give that consent.
- 6) Non-liquid asset(s) (see Section 121.57(b)(2)(B)) which have a lien against it as a result of a business loan and the household is prohibited by the security or lien agreement from selling the asset(s).

7) Monies received from the Social Security Administration under the PASS Program that are held in a separate account.

f) Prorated Income

Money which has been prorated as income, such as income of self-employed persons or students.

g) Indian Lands

Indian lands held jointly with the tribe, or land that can be sold only with the approval of the Bureau of Indian Affairs.

h) Federal Statute Exclusions

Assets excluded for food stamp purposes by express provision of Federal Statute.

i) Licensed Vehicles

- 1) used primarily for producing income such as, but not limited to, a taxi, truck, or fishing boat. "Used primarily" means: used over 50% of the time the vehicle is used;
- 2) annually producing income consistent with its fair market value (even if only used on a seasonal basis);
- 3) necessary for long distance travel essential to employment, other than daily commuting (such as a sales person, migrant farmworker);
- 4) necessary for subsistence hunting or fishing (game and fish necessary for the livelihood of the household);

Section 121.58(i) (continued)

- 5) used as the household's home; or
- 6) necessary to transport a physically disabled household member regardless of the purpose of such transportation. Only one vehicle per disabled person is allowed. The vehicle need not be specifically equipped or used primarily for the transportation of the disabled individual.

*Agency Note: Exclusions 1-6 also apply when the vehicle is not in use because of temporary unemployment.

- 7) The equity value (but not fair market value) of one licensed vehicle per household, regardless of its use; and
- 8) The equity value (but not fair market value) of any other licensed vehicles used to transport household members to and from employment, training or education which is preparatory for employment, or to seek employment in compliance with job search criteria. Temporary periods of unemployment are not to affect this exemption.
- 9) Property, real or personal, to the extent that it is directly related to the maintenance or use of a vehicle excluded under subsections (i)(1), (i)(2) or (i)(3) above.

j) Assets of an AFDC or SSI household member

All assets of a household member who receives AFDC or SSI benefits provided the assets are exempt for AFDC or SSI purposes.

(Source: Amended at 17 Ill. Reg. 14625, effective August 26, 1993)

SUBPART D: ELIGIBILITY STANDARDS

Section 121.63 Dedicutions From Monthly Income

The following deductions shall be allowed in the determination of the adjusted net monthly food stamp income:

- a) Earned income Deduction. Eighty Percent of total gross earned income is considered. (See 89 Ill. Adm. Code 121.40 through 121.54 for a description of earned income.)
- b) Standard Deduction. One hundred and twenty-seven dollars (\$127.00) per household per month.

Section 121.63 (continued)

- c) Dependent Care Deduction
 - 1) Payments for the care of a child or other dependent when necessary for a household member to accept or continue employment or to seek employment in compliance with the job search criteria (contained in 89 Ill. Adm. Code 112.70 through 112.73) or to attend training or pursue education which is preparatory for employment.
 - 2) The amount of the deduction is to be determined by the actual costs for care and is not to exceed \$160.00 per month for each dependent household member.
- d) Shelter Costs Deduction
 - 1) Shelter costs that exceed 50% of the household's total income after the allowable deductions in subsections (a), (b) and (c) have been made. The shelter deduction shall not exceed \$200.00.
 - 2) If the household contains a member who is elderly or disabled as defined at 7 CFR 211.2 (1990) and Section 121.61 "Gross Monthly Income Eligibility Standards", there is no limit on the amount of excess shelter deduction.
 - 3) Households in which all members are homeless but that are not receiving free shelter throughout the month, are entitled to a one hundred and twenty-eight dollar (\$128.00) per month homeless shelter costs deduction. Homeless households with shelter costs which exceed the homeless shelter costs deduction, are allowed to claim the higher shelter costs if these costs are verified. Homeless households which receive free housing and utilities throughout the month are not entitled to the homeless shelter costs deduction.
- 4) Shelter costs include only the following:
 - A) Continuing charges for the shelter occupied by the household (rent, mortgage, and other charges leading to the ownership of the shelter, including interest on such charges).
 - B) Property taxes, State and local assessments and insurance on the structure itself.
 - C) Utility Costs

NOTICE OF ADOPTED AMENDMENTS

Section 121.63(d)(4)(C) (continued)

- i) Include the cost of heating and cooking fuel, air conditioning, electricity, water, sewerage, garbage and trash collection fees; basic service fee for one telephone (including tax on the basic fee) of \$27.00; and fees charged by the utility provider for initial installation. Utility deposits are not utility costs.
- ii) Those households which are billed for heating or air conditioning, or both, separately from their rent or mortgage may claim the standard utility allowance of \$195.90-\$198.00. Households living in rental housing who are billed on a regular basis by a landlord for heating and/or air conditioning costs may use the standard utility allowance if utility usage is determined through a meter or otherwise is verifiable or if the charge for heating and/or air conditioning is separate and identifiable. If the standard utility allowance is used, then no other utility costs may be claimed. If actual utility costs exceed the standard utility allowance, then actual, verified costs may be claimed, except that if a separately-billed phone expense is claimed only the basic telephone allowance of \$27.00 per month is allowed. The client that maintains the same residence may not switch between the standard utility allowance and actual utility costs for a period of twelve months from the time of initial certification and no more frequently than once every twelve (12) months thereafter.
- iii) However, during the heating or cooling season, a household that is billed less often than monthly for its heating and/or air conditioning costs but is otherwise eligible to use the standard utility allowance may continue to use the standard utility allowance between billing months.

- iv) Households in public housing or privately owned rental units which receive a bill for over-usage are not entitled to use the standard utility allowance. When households (as defined at 7 CFR 273.1(a)(1990)) live together, the standard utility allowance shall be divided equally among the households which contribute toward the utility costs whether or not each household participates in the program.

Section 121.63(d)(4)(C) (continued)

- v) Households whose heat and/or air conditioning expense is covered by indirect energy assistance payments (Illinois Home Energy Assistance Program (47 Ill. Adm. Code 100)) shall be entitled to the standard utility allowance (7 CFR 273.9 and 273.10(d)(6) (1990)). The provisions of subsection (ii) above, are applicable to households whose heating and/or air conditioning expense(s) are covered by indirect energy assistance payments.
- D) Those households which are not billed separately for either heat or air conditioning are not entitled to claim the standard utility allowance but may claim the actual utility amounts for which they are billed separately, subject to the \$27.00 per month limitation for telephone expense.
- 5) Shelter costs for a home temporarily unoccupied by the household because of employment or training away from home, illness or abandonment caused by a natural disaster or casualty loss, if, the household intends to return to the home; the current occupants of the home, if any, are not claiming the shelter costs for food stamp purposes; and the home is not leased or rented during the absence of the household.
- 6) Charges for repair of the home which was damaged or destroyed due to a natural disaster. Shelter costs shall not include repair charges which have been or will be reimbursed by private or public relief agencies, insurance companies or any other source.
- e) Excess Medical Deductions. A deduction for excess medical expenses for households which contain an elderly or disabled member as defined at 7 CFR 271.2 (1990) and Section 121.61 "Gross Monthly Income Eligibility Standards". The medical expenses incurred by the qualifying household member which are over \$35 will be deducted if the expenses will not be reimbursed by insurance or a third party.

(Source: Amended at 17 Ill. Reg. 14625, effective August 26, 1993)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Hospital Services

2) Code Citation: 89 Ill. Adm. Code 148

3) Section Number: Adopted Action:
148.80

Repeal

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill.
Rev. Stat. 1991, ch. 23, par. 12-13) [305 ILCS 5/12-13]

5) Effective Date of Amendments: August 30, 1993

6) Does this rulemaking contain an automatic repeal date? No

7) Do these Amendments contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: August 30, 1993

9) Notice of Proposal Published in Illinois Register:

May 14, 1993 (17 Ill. Reg. 6935)

10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No
Differences between proposal and final version: No changes have been made
in the proposed amendments.

11) Have all the changes agreed upon by the agency and JCAR been made as
indicated in the agreement letter issued by JCAR? Yes

12) Will these Amendments replace Emergency Amendments currently in effect? No
Are there any Amendments pending on this Part? Yes

Sections
148.310
Amendment
July 2, 1993 (17 Ill. Reg. 9840)

15) Summary and Purpose of Amendments: The repeal of Section 148.80 is
necessary because it has been superseded by a new Section 148.82 which is
entitled "Organ Transplant Services." Section 148.82 was proposed to
provide an opportunity for public comment on the Department's rules
concerning payment for transplant services. The Department initiated the
proposal of the new Section because questions had been raised concerning
the adequacy of the opportunity for public comment during the adoption of
the transplant payment provisions located in Section 148.80.

ILLINOIS REGISTER

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

The amendments to Section 148.80 which were questioned were adopted on an emergency basis, effective November 1, 1991, and the notice of emergency amendments was published in the Illinois Register on November 8, 1991, at 15 Ill. Reg. 16166. A notice of proposed amendments was also published on November 8, 1991, at 15 Ill. Reg. 15928; these proposed amendments were effective on March 27, 1992, and were published in the Illinois Register on April 17, 1992, at 16 Ill. Reg. 6255. The Department believes that the adoption of these provisions was proper, but repropose identical provisions in Section 148.82 to provide another opportunity for public comment and resolve any possible questions about the adoption of these amendments.

A notice of proposed amendments was published regarding Section 148.82 in the Illinois Register on August 21, 1992, at 16 Ill. Reg. 12826. Following public comment and other required rulemaking procedures, the proposed amendments were adopted effective April 21, 1993. The notice of adopted amendments was published in the Illinois Register on April 30, 1993, at 17 Ill. Reg. 6649. Changes were made in the amendments in response to public comment, which remove geographic restrictions concerning transplant centers which are eligible for certification and reimbursement under the Department's transplant program.

The repeal of Section 148.80 will not result in any budgetary changes since the provisions for transplant services remain in effect with the adoption of Section 148.82.

16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Joanne Jones
Address: Bureau of Rules and Regulations
Illinois Department of Public Aid
100 South Grand Avenue East, Third Floor
Springfield, Illinois 62762
Telephone: (217) 524-3215

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 148.80 Organ Transplants Services Covered Under Medicaid (Repealed)

a) Introduction

The Department of Public Aid will cover organ transplants as identified under subsection (b) which are provided by certified organ transplant centers which meet the requirements specified in subsections (e) through (h).

b) Covered Services

- 1) Bone-Marrow-Heart-Liver-or-Pancreas/Kidney-transplantation-including-bone-marrow-searches.
- 2) Other-types-of-transplant-procedures-may-be-severed-when-a hospital has been certified by the Department as a transplant center-eligible-to-perform-shub-transplants--Centers-must complete-the-certification-process-established-in-Section 148.80(e), and provide-the-necessary-documentation-of-the-number of-transplant-procedures-performed-and-the-survival-rates.
- 3) Medically-necessary work up-and-evaluation-up-to-three-(3)-days prior-to-transplantation.

c) Certification-Process

- A) In-order-to-be-certified-to-receive-reimbursement-for-transplants-performed-on-Medicaid-patients-the-hospital-must:
 - A) Request-an-application-from-the-Bureau-of-Hospital-Services.
 - B) Submit-a-completed-application-to-the-Department-for-the type-of-transplant-for-which-the-center-is-seeking certification.
 - C) Meet-certification-criteria-established-in-subsection (d), based-upon-review-and-recommendation-of-each-application-by the-State-Medical-Advisory-Committee-(SMAC), and
 - D) Submit-a-detailed-status-report-on-each-patient-for-the type-of-transplant-for-which-the-hospital-is-seeking certification--Such-report-must-include-the-date-of-transplant-the-length-of-hospitalization-charges-survival-rates-patient-specific-transplant-outcomes-and complications-(including-cause-of-death-if-applicable)-for all-transplants-performed-for-the-two-years preceding-the date-of-the-application--To-protect-the-privacy-of-

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 148.80(c)(1)(D) (continued)

Patients included in this report-names-of-Medicaid-and non-Medicaid-patients-are-not-required.

- 2) The-Department-shall-notify-the-hospital-of-approval-or-denial of-the-hospital-as-a-transplant-center-for-Medicaid-eligible patients.

d) Certification-Criteria

- 1) Hospitals-seeking-certification-as-a-transplant-center-shall submit-documentation-to-verify-that:
 - A) The-hospital-is-located-in-the-State-of-Illinois-or-the city-of-St.-Louis-Missouri,
 - B) The-hospital-is-a-tertiary-care-hospital-capable-of providing-all-necessary-medical-care-required-by-the transplant-patient,
 - C) The-hospital-is-affiliated-with-an-academic-health-center,
 - D) The-hospital-has-had-the-transplant-program-in-operation for-at-least-three-years-with-twelve-transplant-procedures per-year-for-the-past-two-years-and-twelve-cases-before that-for-adult-heart-and-liver-transplants-and-for-adult and pediatric-bone-marrow-transplants,
 - E) A-hospital-specializing-in-pediatric-heart-and/or-liver transplants-must-have-a-program-in-operation-for-at-least three-years-and-must-have-performed-a-minimum-of-six transplant-procedures-per-year-for-the-past-two-years-and six-before-that,
 - F) The-hospital-has-had-the-transplant-program-in-operation for-at-least-three-years-with-25-transplant-procedures per-year-for-the-past-two-years-and-25-cases-before-that-for kidney-transplants-and-five-transplant-procedures-per-year for-the-past-two-years-and-five-before-that-for-pediatric transplants-or-twelve-transplant-procedures-per-year-for the past two-years-and-twelve-before-that-for kidney/bone-marrow-transplants,
 - G) The-hospital-has-experts-on-staff-in-the-fields-of cardiology-and-the-surgery-immunology-organ-transplant-diseases nursing-social-services-organ-presurement-associated-

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 148.80(d)(1)(G) (continued)

- surgery-and-internal-medicine-to-complement-the-transplant team.--In-addition,-in-order-to-qualify-as-a-transplant center-for-pediatric-patients--the-hospital-must-also-have experts-in-the-field-of-pediatrics
- H) The-hospital-has-an-active-cardiovascular-medical-and-surgical-program-as-evidenced-by-the-number-of-cardiac catheterizations,-coronary-arteriograms-and-open-heart procedures-per-year-for-heart-transplant-candidates
- I) The-hospital-has-pathology-resources-that-are-available-free studying-and-reporting-the-pathological-response-for transplantation,
- J) The-hospital-complies-with-applicable-State-and-Federal laws-and-regulations+
- K) The-hospital-participates-in-a-recognised-national-donor procurement-program,-abides-by-its-rules,-and-provides-the Department-with-the-name-of-the-national-organisation-of which-it-is-a-member+
- L) The-hospital-has-an-interdisciplinary-body-to-determine-the suitability-of-candidates-for-transplantation
- M) The-hospital-has-blood-bank-support-necessary-to-meet-the demands-of-a-certified-transplant-center-and
- N) The-hospital-meets-the-applicable-transplant-survival-rate as-supported-by-the-Kaplan-Meier-method-or-other-method accepted-by-the-Department+
- i.) A-one-year-survival-rate-of-60-percent-for-liver-transplant patients+
- ii.) A-one-year-survival-rate-of-75-percent-and-a-two-year survival-rate-of-60-percent-for-heart-transplant patients;
- iii.) A-one-year-survival-rate-of-90-percent-and-a-two-year survival-rate-of-60-percent-for-liver-transplant patients;
- iv.) A-one-year-survival-rate-of-90-percent-for-kidney transplant-and-a-one-year-survival-rate-of-80-percent-

Section 148.80(d)(1)(N)(iv) (continued)

- for-pancreas-transplant--of-a-one-year-survival-rate of-80-percent-for-kidney/transplant.
- 2.) The-commitment-of-the-hospital-to-support-the-transplant-center must-be-at-all-levels-as-evidenced-by-such-factors-as-financial resources-allocation-of-space-and-the-support-of-the professional-staff-for-the-transplant-program-and-its-patients. The-hospital-must-demonstrate-that+
- A.) Component-teams-are-integrated-into-a-comprehensive transplant-team-with-clearly-defined-leadership-and responsibility+
- B.) The-hospital-safeguards-the-rights-and-privacy-of-patients+
- C.) The-hospital-has-adequate-patient-management-plans-and protocols-to-meet-the-patient-and-hospital-its-needs+
- 3.) The-hospital-must-identify-in-writing-the-director-of-the transplant-program-and-the-members-of-the-team-as-well-as-their qualifications--Physician-team-members-must-be-identified-as board-certified,-in-preparation-for-board-certification-or pending-board-certification,-and-the-transplant-coordinator's name-must-be-submitted.
- 4.) The-hospital-must-provide-patient-selection-criteria-including indications-and-contraindications-for-the-type-of-transplant procedure-for-which-the-facility-is-seeking-certification.
- E.) Recertification-Process/Criteria
- i.) The-Department-will-conduct-an-annual-review-for-certification of-transplant-centers--A-certified-center-must-submit documentation-established-under-subsections-(g)-(f)-(d)-(e)-and (h)-for-review-by-the-Department's-State-Medical-Advisory Committee-for-recertification-as-a-transplant-center.
- 2.) Survival-rates-of-previous-transplant-patients-must-be documented-prior-to-certification--The-center-must-maintain patient-volume-in-the-year-of-certification-based-on-previous transplant-statistics.
- 3.) The-Department-shall-notify-the-hospital-of-approval-or-denial of-the-recertification-of-the-hospital-as-a-transplant-center.
- E.) Notification-of-Transplant

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 148.80(f) (continued)

- 1) The-hospital-must-notify-the-Department-prior-to-performance-of-the-transplant-procedure--The-notification-letter-must-be-from-a-physician-on-the-transplant-team.
- 2) The-notification-must-include-the-admission-diagnosis-pre-transplant-diagnosis-and-the-initial-work-up-summary-of-medical-findings.
- 3) The-Department-shall-notify-the-hospital-regarding-receipt-of-the-notification-and-provide-the-appropriate-patient-tracking-forms-to-the-hospital.
- g) Reimbursement
- A) Hospital-services-rendered-for-transplant-procedures-under-this-Section-are-exempt--from-the-provisions-of-Sections-148-240-through-148-230-and-Part-149-of-the-Department's-administrative-rules-governing-hospital-reimbursement--Hospital-reimbursement-for-transplants-covered-within-Section-148-80-is-an-all-inclusive-rate-for-the-admission-regardless-of-the-number-of-days-of-care-associated-with-that-admission--which-is-limited-to-a-maximum-of-60-percent-of-the-hospital's-usual-and-customary-charges-to-the-general-public-listed-below-for-the-same-procedure--for-the-number-of-days-listed-below--for-specific-types-of-transplants-
- A) Three-days-of-pre-operative-inpatient-work-up--and
- B) A-maximum-30-consecutive-days-of-post-operative-inpatient-care-for-heart-lungs-or-kidney/pancreas-liver-transplant--or
- C) 40-consecutive-days-of-inpatient-care-for-liver-transplant--or
- D) 50-consecutive-days-of-inpatient-care-for-bone-marrow-transplant--or
- E) For-those-transplants-covered-under-subsection-(b)(2)-the-number-of-consecutive-days-of-inpatient-care-specified-within-the-transplant-certification-process-
- F) Reimbursement-will-be-approved-only-when-the-Department's-letter-acknowledging-the-notification-of-the-transplant-procedure-is-attached-to-the-hospital's-claim.
- 3) Applicable-disproportionate-share-payment-adjustments-shall-be-made-in-accordance-with-89 Ill. Admin. Code-148-120(g).

Section 148.80(g)(3) (continued)

- A) Applicable-other-adjustments-shall-be-made-in-accordance-with-89 Ill. Admin. Code-148-120(e).
- 4) The-rate-will-not-include-transportation-and-physician-fees-when-reimbursed-during-the-89-Ill.-Admin.-Code-140+110-through-140+414-and-89-Ill.-Admin.-Code-140+490-through-140+492--respectively.
- b) Reporting-Requirements-of-Certified-Transplant-Center
- The-following-documentation-must-be-submitted-within-the-time-limits-set-forth-in-this-subsection.
- i) Patient-Tracking
- A) The-center-must-submit-annually-a-statistical-summary-including-information-for-all-patients-having-received-transplants-at-the-transplant-center--Patients-not-covered-by-Medicaid-may-be-identified--numerically-or-by-others-means-identified-by-the-hospital-to-protect-patient-confidentiality--The-summary-must-include--but-is-not-limited-to--short-and-long-term-outcome-on-all-patients
- B) The-discharge-summary-for-each-Medicaid-patient-must-be-receive-by-the-Department-within-thirty-days-of-the-patient's-discharge.
- C) The-annual-outcome-summary-for-each-Medicaid-patient-must-be-received-by-the-Department-within-thirty-days-of-the-annual-patient-post-transplant-evaluation.
- D) For-those-Medicaid-patients-who-expire-a-summary-must-be-received-by-the-Department-within-thirty-days-of-the-patient's-death.
- 2) Notification-of-Changes
- The-center-must-notify-the-Department-within-thirty-days-of-any-changes-in-its-program--including-but-not-limited-to-certifications-of-criteria-patient-selection-criteria-members-of-the-transplant-team-and-the-coordinator.

(Source: Repealed at 17 Ill. Reg. 14643, effective August 30, 1993)

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF ADOPTED RULES

- 1) Heading of the Part: Americans With Disabilities Act
 - 2) Code Citation: 4 Ill. Adm. Code 1100
 - 3) Section numbers Adopted Action
- | | |
|---------|-------------|
| 1100.10 | New Section |
| 1100.20 | New Section |
| 1100.30 | New Section |
| 1100.40 | New Section |
| 1100.50 | New Section |
| 1100.60 | New Section |
| 1100.70 | New Section |

4) Statutory Authority: Implementing Title II, Subtitle A of the Americans With Disabilities Act of 1990 (42 U.S.C. 12131-12134), as specified in Title II regulations (28 CFR 35.107), and authorized by Sections 7301-1 et seq. of the Savings Bank Act (Ill. Rev. Stat. 1991, Ch. 17, pars. 7301-1 et seq.) [205 ILCS 205/1001 et seq.].

- 5) Effective Date of Adopted Rules: August 27, 1993.
- 6) Does this rulemaking contain an automatic repeal date: No.
- 7) Does this rulemaking contain incorporations by reference: No.
- 8) Date Filed in Agency's Principal Office: August 31, 1992.
- 9) Notice of Proposal Published in Illinois Register:
September 4, 1992, 16 Ill. Reg. 13483.
- 10) Has JCAR issued a Statement of Objections to this rule:
No.
- 11) Differences between proposal and final version:
There were no changes made between proposal and final version.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR:
There were no suggested changes requested by JCAR or this Agency.
- 13) Will this rule replace an emergency rule currently in effect:
No.
- 14) Are there any amendments pending on this Part: No.

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF ADOPTED RULES

- 15) Summary and Purpose of Rule:
This rulemaking establishes a grievance procedure whereby qualified individuals with disabilities may resolve allegations of denial or discrimination of public services on the basis of their disabilities as required by the Americans with Disabilities Act of 1990.
- 16) Information and questions regarding this Adopted Rule shall be directed to:

Mr. Jay R. Stevenson, Deputy Commissioner
Office of the Commissioner of Savings and Residential Finance
500 East Monroe, Suite 800
Springfield, Illinois 61701-1509
217/782-6169

The full text of the Adopted Rules begin on the next page:

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF ADOPTED RULES

TITLE 4: DISCRIMINATION PROCEDURES

CHAPTER XXXXI: COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

PART 1100**AMERICANS WITH DISABILITIES ACT GRIEVANCE PROCEDURE**

Section	Purposes
1100.10	Definitions
1100.20	Procedure
1100.30	Designated Coordinator Level
1100.40	Final Level
1100.50	Accessibility
1100.60	Case-by-Case Resolution

AUTHORITY: Implementing Title II, Subtitle A of the Americans With Disabilities Act of 1990 (42 U.S.C. 12131-12134), as specified in Title II regulations (28 CFR 35.107), and authorized by Sections 7301-1 et seq. of the Savings Bank Act (Ill. Rev. Stat. 1991, ch. 17, pars. 7301-1 et seq.) [205 ILCS 205/1001 et seq.].

SOURCE: Adopted at 17 Ill. Reg. 14653, effective August 27, 1993.

Section 1100.10 Purposes

- a) This Americans With Disabilities Act Grievance Procedure (Procedure) is established pursuant to the Americans With Disabilities Act of 1990 (42 USC Section 12101 et seq.) (ADA), and specifically Section 35.107 of the Title II regulations (28 CFR Part 35) requiring that a grievance procedure be established to resolve grievances asserted by qualified individuals with disabilities. Should any individual desire to review the ADA or its regulations to understand the rights, privileges and remedies afforded by it, please contact the Designated Coordinator.
- b) In general, the ADA requires that each program, service and activity offered by the Office of the Commissioner of Savings and Residential Finance (Agency), when viewed in its entirety, be readily accessible to and usable by qualified individuals with disabilities.
- c) It is the intention of the Agency to foster open communication with all individuals requesting readily accessible programs, services and activities. The Agency encourages supervisors of programs, services and activities to respond to requests for modifications before they become grievances.

Section 1100.20 Definitions

- "Complainant" is an individual with a disability who files a Grievance Form provided by the Agency in accordance with this Part.
- a) If an individual desires to file a formal written grievance, the individual shall promptly, but no later than 180 days after the alleged discrimination, submit the grievance to the Designated Coordinator in writing on the Grievance Form prescribed for that purpose. The Grievance Form must be completed in full in order to receive proper consideration by the Designated Coordinator.
 - b) Upon request, assistance shall be provided by the Agency to complete the Grievance Form.
 - c) The Designated Coordinator, or his/her representative, shall investigate the grievance and shall make reasonable efforts to resolve it. The Designated Coordinator shall provide a written response to the complainant and Commissioner within 10 business days after receipt of the Grievance Form.

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF ADOPTED RULES

"Designated Coordinator" is the person(s) appointed by the Commissioner who is/are responsible for the coordination of efforts of the Agency to comply with and carry out its responsibilities under Title II of the ADA, including investigation of grievances filed by complainants. The Designated Coordinator may be contacted at 500 E. Monroe, Suite 800, Springfield, Illinois 62701. See 28 CFR 35.107.

"Grievance" is any complaint under the ADA by an individual with a disability who meets the essential eligibility requirements for participation in or receipt of the benefits of a program, activity or service offered by the Agency, and who believes he or she has been excluded from participation in or denied the benefits of any program, service or activity of the Agency or has been subject to discrimination by the Agency.

Section 1100.30 Procedure

- a) Grievances must be submitted in accordance with the procedure established in Sections 1100.40 and 1100.50 of this Part, in the form and manner described, and within the specified time limits. It is mutually desirable and beneficial that grievances be satisfactorily resolved in a prompt manner. Time limits established in this procedure are in calendar days, unless otherwise stated, and may be extended by mutual agreement in writing by the complainant and the reviewer at the Designated Coordinator and Final Levels.
- b) A complainant's failure to submit a grievance, or to submit or appeal it to the next level of procedure within the specified time limits shall mean that the complainant has withdrawn the grievance or has accepted the last response given in the procedure as the Agency's last response.
- c) The Agency shall, upon being informed of an individual's desire to file a formal grievance, instruct the individual how to receive a copy of this procedure and the Grievance Form.

Section 1100.40 Designated Coordinator Level

- a) If an individual desires to file a formal written grievance, the individual shall promptly, but no later than 180 days after the alleged discrimination, submit the grievance to the Designated Coordinator in writing on the Grievance Form prescribed for that purpose. The Grievance Form must be completed in full in order to receive proper consideration by the Designated Coordinator.
- b) Upon request, assistance shall be provided by the Agency to complete the Grievance Form.
- c) The Designated Coordinator, or his/her representative, shall investigate the grievance and shall make reasonable efforts to resolve it. The Designated Coordinator shall provide a written response to the complainant and Commissioner within 10 business days after receipt of the Grievance Form.

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF ADOPTED RULES

Section 1100.50 Final Level

- a) If the grievance has not been resolved at the Designated Coordinator Level to the satisfaction of the complainant, the complainant may submit a copy of the Grievance Form and Designated Coordinator's response to the Commissioner or the Agency for final review. The complainant shall submit these documents to the Commissioner, together with a short written statement explaining the reason(s) for dissatisfaction with the Designated Coordinator's written response, within 5 business days after receipt by the complainant of the Designated Coordinator's response.

- b) The Commissioner shall appoint a 3 member panel to review the grievance at the Final Level. One member so appointed shall be designated chairman.
- c) The complainant shall be afforded an opportunity to appear before the panel. Complainant shall have a right to appoint a representative to appear on his/her behalf. The panel shall review the Designated Coordinator's written response and may conduct interviews and seek advice as it deems appropriate.
- d) Upon reaching a concurrence, the panel shall make recommendations in writing to the Commissioner as to the proper resolution of the grievance. All recommendations shall include reasons for such recommendations and shall bear the signature of the concurring panel members. A dissenting member of the panel may make a recommendation to the Commissioner in writing and shall also sign such recommendation.
- e) Upon receipt of recommendations from a panel, the Commissioner shall approve, disapprove or modify the panel recommendations, shall render a decision thereon in writing within 30 days, shall state the basis therefor, and shall cause a copy of the decision to be served on the parties. The Commissioner's decision shall be final. If the Commissioner disapproves or modifies the panel recommendations, the Commissioner shall include written reasons for such disapproval or modification.
- f) The Grievance Form, the Designated Coordinator's response, the statement of reasons for dissatisfaction, the recommendations of the panel and the decision of the Commissioner shall be maintained in accordance with the State Records Act (Ill. Rev. Stat. 1991, ch. 116, par. 43.4 et seq.) [5 ILCS 160], or as otherwise required by law.

Section 1100.60 Accessibility

The Agency shall ensure that all stages of the grievance procedure are readily accessible to and usable by individuals with disabilities.

Section 1100.70 Case-by-Case Resolution

Each grievance involves a unique set of factors that includes but is not limited to: the specific nature of the disability; the essential eligibility

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF ADOPTED RULES

limited to: the specific nature of the disability; the essential eligibility requirements, the benefits to be derived, and the nature of the service, program or activity at issue; the health and safety of others; and, whether an accommodation would constitute a fundamental alteration to the program, service or activity or undue hardship on the Agency. Accordingly, termination of a grievance at any level, whether through the granting of relief or otherwise, shall not constitute a precedent on which any other complainants should rely.

ILLINOIS REGISTER

DEPARTMENT OF VETERANS AFFAIRS

NOTICE OF ADOPTED RULES

- 1) Heading of Part: Freedom of Information
- 2) Code Citation: 2 Ill. Adm. Code 1270
- 3) Section Numbers: Adopted Action:

1270.110	New
1270.120	New
1270.210	New
1270.220	New
1270.310	New
1270.320	New
1270.410	New
1270.420	New
1270.510	New
1270.520	New
1270.530	New
- 4) Statutory Authority: (5 ILCS 140/1 et seq.) August 30, 1993
- 5) Effective Date of Rule(s) (Amendments Repealer):
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rule (amendment repealer) contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 10, 1993.
- 9) Notice(s) of Proposal Published in Illinois Register: None
- 10) Has JCAR issued a Statement of Objections to this (these) rules? No
- 11) Difference(s) between proposal and final version: None
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? No change
- 13) Will this rule (amendments, repealer) replace an emergency rule (amendment repealer) currently in effect? No
- 14) Are there any amendments pending on this Part? No

NOTICE OF ADOPTED RULES

Section 1270.220 Form and Content of Requests

- a) Requests for public records should be made in writing, and may be submitted on Freedom of Information Request forms as provided by the Department.
- b) Oral requests will be considered and acted upon expeditiously. However, the required response times and the appeals procedures contained in the FOIA and these rules do not apply to oral requests.
- c) The requestor shall provide the following information in a request for public records:
 - 1) The requestor's full name, address, and telephone number.
 - 2) A brief description of the public records sought, being as specific as possible.
 - 3) Whether the request is for inspection of public records or for copies of public records.

SUBPART C: PROCEDURES FOR DEPARTMENT RESPONSE TO REQUESTS FOR PUBLIC RECORDS

Section 1270.310 Time Limits for Department Response

- a) The Department shall respond to a written request for public records within seven working days after the receipt of such request.
- b) The Department may give notice of an extension of time to respond which does not exceed an additional seven working days. Such an extension is allowable only if written notice is provided within the original seven working day time limit, and only for the reasons provided in Section 3(d) of the FOIA. Such notice of extension shall state why the extension is necessary.

Section 1270.320 Types of Department Responses

- a) The Department shall respond to a written request for public records in one of three ways:
 - 1) Approve the request
 - 2) Approve in part and deny in part
 - 3) Deny the request
- b) Upon approval of a request for public records, the Department may either provide the materials immediately, give notice that the materials shall be made available upon payment of copying fees, or give notice of the time and place for inspection of records.
- c) A denial of a request for public records shall be made in writing. It shall state the reasons for the denial

NOTICE OF ADOPTED RULES

in accordance with either Section 3(f) or Section 7 of the FOIA and the names and titles of individuals responsible for the decision. It shall also give notice of the requestor's right to appeal to the Director of the Department.

- d) Categorical requests creating an undue burden upon the requestor an opportunity to confer in an attempt to reduce the request to manageable proportions in accordance with Section 3(f) of the FOIA.
- e) Failure to respond to a written request within seven working days may be considered by the requestor a denial of the request.

SUBPART D: PROCEDURES FOR APPEAL OF DENIAL
Section 1270.410 Appeal of a Denial

- a) A requestor whose request has been denied by the Freedom of Information Officer may appeal the denial to the Director of the Department. The notice of appeal shall be made in writing, and may be submitted on a Freedom of Information Appeal form as provided by the Department. The notice of appeal shall be sent to: Director
Department of Veterans Affairs
P.O. Box 19432,
833 South Spring Street,
Springfield, Illinois 62794-9432
- b) The notice of appeal shall include a copy of the original request, a copy of the denial as received by the requestor, and a statement of the reasons the appeal should be granted.

Section 1270.420 Director's Response to an Appeal

The Director shall respond to an appeal within seven working days after receiving that notice of appeal. The Director shall either affirm the denial or provide access to the requested public records. Failure to respond within seven working days may be considered by the requestor an affirmation of the denial.

SUBPART E: PROCEDURES FOR PROVIDING PUBLIC RECORDS TO REQUESTORS
Section 1270.510 Inspection of Public Records

- a) Public records in the possession of the Department which are subject to inspection in accordance with FOIA, will be made available for inspection during normal office hours, usually at the office where those records are maintained.
- b) The Freedom of Information Officer, or his or her designee, may be present throughout the inspection. A requestor may be prohibited from bringing bags, brief cases, or other containers into the inspection room.
- c) During the inspection process, the requestor may indicate or segregate records which he or she wishes to have copied.

Section 1270.520 Copies of Public Records

- a) Generally, all copies will be made by Department employees, and copies shall be provided to the requestor only after payment of any applicable copying fees.
- b) Fees for copies of public records shall be charged in accordance with a standard fee schedule for copying of public records, as established by the Department. Such fees shall be reasonably calculated to reimburse actual cost for copying the public records.
- c) If it is requested, copies of public records shall be certified as to their authenticity and accuracy. Fees for certification shall be charged in accordance with the standard fee schedule for certification of public records, as established by the Department.
- d) Payment of fees shall be waived if the requestor is a State agency, a constitutional officer, or a member of the General Assembly. Fees may be waived or reduced in amount whenever the Freedom of Information Officer determines that such waiver or reduction of fees is in the public interest.

Section 1270.530 General Materials Available from the Department

The Department shall make available to the public, at no charge, the following materials:

- a) A brief description of the Department
- b) A listing of types and categories of public records maintained by the Department.
- c) A brief description of the methods by which persons may request information and public records from the Department.
- d) A schedule of standard fees charged for copying of public records and certification, as established by the Department.

Emergency Action:

- 1) The Heading of the Part: Pay Plan
- 2) The Code Citation: 80 Ill. Adm. Code 310
- 3) Section Number:
 - 310.290 Amended
 - 310.450 Amended
 - 310.455 Amended
 - 310.530 Amended
 - 310.540 Amended
 - 310. Appendix C Amended
 - 310. Appendix D Amended
 - 310. Appendix G New
- 4) The specific statutory citation upon which the rule is based and authorized:
 - Ill. Rev. Stat. 1991, ch. 127, par. 63b108a(2) [20 ILCS 415/8a.2]
- 5) The effective date of the rule: August 26, 1993
- 6) If this emergency rule is to expire before the end of the 150 days period, please specify the date:
The emergency amendment will extend to the full 150 days.
- 7) Date filed in Agency's principle office: August 26, 1993
- 8) The reason for the emergency:
This emergency filing is necessary to implement the Fiscal Year 1994 salary changes for those employees subject the Merit Compensation System Salary Schedule. Because of budget uncertainty, the increase levels were not proposed in Spring of 1993, which would have been required to avoid an emergency filing.
- 9) A Complete Description of the Subjects and Issues Involved:
In Section 310.290, Out-of-State or Foreign Service Rate, the salary ranges are being increased to maintain the same differential above the appropriate in-state salary for that salary grade for that title for Fiscal Year 1994.

The Senior Public Service Administrator is being added to Section 310.290 with the salary range of \$4,281 - 9,485 monthly for the States of California and New Jersey, and \$3,787 - 8,390 monthly for all other

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states. This class will replace the Revenue Assistant Audit Field Manager and Revenue Field Audit Manager titles.

In Section 310.450, Procedures for Determining Annual Merit Increases, paragraph d) is being revised to reflect that only individuals evaluated at the Category 5 level shall not receive an increase in their present salary.

In Section 310.455, Intermittent Merit Increase, the intermittent merit increases are still suspended but the reference to date is being deleted.

In Section 310.530, Implementation, paragraph a) is being revised to reflect the new Fiscal Year. In paragraph C), the reference to any employee with a performance review date of September 1, 1992, is being deleted.

In Section 310.540, Annual Merit Increase Guidechart, the guidechart is being revised to reflect the changes in allowable percentages in salary increases to the level of performance.

In Section 310, Appendices C and D, the Medical Administrator Rates and the Merit Compensation System Salary Schedule, the salary ranges for those employees subject to the Merit Compensation section of the Pay Plan are being increased by 4% on the minimum salary and 3% on the maximum salary for Fiscal Year 1994. The "Merit Pay Zone Limit" is being adjusted to maintain an 5% differential above the maximum salary.

In Section 310, Appendix G, Senior Public Service Administrator Salary Schedule, the minimum salary is being revised by 4% from \$38,000 to \$39,520. The maximum salaries of both Level I and II are being revised by 3% from \$65,000 to \$66,950 and \$85,000 to \$87,550, respectively for August 16, 1993.

10) Are there any proposed amendments pending to this part? Yes

Section Number	Proposed Action	Ill. Reg. Citation
310.210	Amended	17 Ill. Reg. 7605 (May 28, 1993)
310.320	Amended	17 Ill. Reg. 7605 (May 28, 1993)
310. Appendix A, Table G	Amended	17 Ill. Reg. 7605 (May 28, 1993)
310. Appendix A, Table P	Amended	17 Ill. Reg. 7605 (May 28, 1993)
310. Appendix A, Table Q	Amended	17 Ill. Reg. 7605 (May 28, 1993)

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		NOTICE OF EMERGENCY AMENDMENTS
310.110	Amended	17 Ill. Reg. 12900 (July 22, 1993)
310.130	Amended	17 Ill. Reg. 12900 (July 22, 1993)
310. Appendix B	Amended	17 Ill. Reg. 12900 (July 22, 1993)
310.495	Amended	17 Ill. Reg. 13789 (August 9, 1993)
310. Appendix G	Amended	17 Ill. Reg. 13789 (August 9, 1993)

- 11) Statement of Statewide Policy Objectives:
This rulemaking does not affect local government units.
- 12) The name, address and telephone number of the person to whom information and questions regarding this adopted rule shall be directed to:

Mr. Michael Murphy
Department of Central Management Services
Division of Technical Services
504 William G. Stratton Building
Springfield, Illinois 62706
Telephone: (217) 782-5601

The full text of the Emergency Rule is as follows:

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		NOTICE OF EMERGENCY AMENDMENTS
310.110	Amended	17 Ill. Reg. 12900 (July 22, 1993)
310.130	Amended	17 Ill. Reg. 12900 (July 22, 1993)
310. Appendix B	Amended	17 Ill. Reg. 12900 (July 22, 1993)
310.495	Amended	17 Ill. Reg. 13789 (August 9, 1993)
310. Appendix G	Amended	17 Ill. Reg. 13789 (August 9, 1993)

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TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND
POSITION CLASSIFICATIONS

CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

**PART 310
PAY PLAN**

SUBPART A: NARRATIVE

Section 310.20	Policy and Responsibilities
310.30	Jurisdiction
310.40	Pay Schedules
310.50	Definitions
310.60	Conversion of Base Salary to Pay Period Units
310.70	Conversion of Base Salary to Daily or Hourly Equivalents
310.80	Increases in Pay
310.90	Decreases in Pay
310.100	Other Pay Provisions
310.110	Implementation of Pay Plan Changes for Fiscal Year 1993-1994
310.120	Interpretation and Application of Pay Plan
310.130	Effective Date
310.140	Reinstitution of Within Grade Salary Increases
310.150	Fiscal Year 1985 Pay Changes in Schedule of Salary Grades, effective July 1, 1984 (Repealed)

SUBPART B: SCHEDULE OF RATES

Section 310.205	Introduction
310.210	Prevailing Rate
310.220	Negotiated Rate
310.230	Part-Time Daily or Hourly Special Services Rate
310.240	Hourly Rate
310.250	Member, Patient and Inmate Rate
310.260	Trainee Rate
310.270	Legislated and Contracted Rate
310.280	Designated Rate
310.290	Out-of-State or Foreign Service Rate
310.300	EMERGENCY Educator Schedule for RC-063 and HR-010
310.310	Physician Specialist Rate
310.320	Annual Compensation Ranges for Executive Director and Assistant Executive Director, State Board of Elections Excluded Classes Rate (Repealed)
310.330	

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SUBPART C: MERIT COMPENSATION SYSTEM

Section 310.410	Jurisdiction
310.420	Objectives
310.430	Responsibilities
310.440	Merit Compensation Salary Schedule ^e
310.450	Procedures for Determining Annual Merit Increases
EMERGENCY	
310.455	Intermittent Merit Increase
EMERGENCY	
310.456	Merit Zone
310.460	Other Pay Increases
310.470	Adjustment
310.480	Decreases in Pay
310.490	Other Pay Provisions
310.495	Senior Public Service Administrator System
EMERGENCY	
310.500	Definitions
310.510	Conversion of Base Salary to Pay Period Units
310.520	Conversion of Base Salary to Daily or Hourly Equivalents
310.530	Implementation
EMERGENCY	
310.540	Annual Merit Increase Guidechart for Fiscal Year 1993-1994
310.550	Fiscal Year 1985 Pay Changes in Merit Compensation System, effective July 1, 1984 (Repealed)

APPENDIX A	Negotiated Rates of Pay
TABLE A	HR-190 (Department of Central Management Services - State of Illinois Building - SETU)
TABLE B	HR-200 (Department of Labor - Chicago, Illinois - SEIU)
TABLE C	RC-069 (Firefighters, AFSCME)
TABLE D	HR-001 (Teamsters Local #726)
TABLE E	RC-020 (Teamsters Local #330)
TABLE F	RC-019 (Teamsters Local #25)
TABLE G	RC-045 (Automotive Mechanics, ISEA)
TABLE H	RC-006 (Corrections Employees, AFSCME)
TABLE I	RC-009 (Institutional Employees, AFSCME)
TABLE J	RC-014 (Clerical Employees, AFSCME)
TABLE K	RC-023 (Registered Nurses, INA)
TABLE L	VR-004 (Illinois State Treasurer's Office Employees, Teamsters and IFP)
TABLE M	RC-110 (Conservation Police Lodge)
TABLE N	RC-010 (Professional Legal Unit, AFSCME)
TABLE O	RC-028 (Paraprofessional Human Services Employees, AFSCME)
TABLE P	RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, ISEA)

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TABLE Q	RC-033 (Meat Inspectors, ISEA)
TABLE R	RC-042 (Residual Maintenance Workers, AFSCME)
TABLE S	HR-012 (Fair Employment Practices Employees, SEIU)
TABLE T	HR-010 (Teachers of Deaf, IFT)
TABLE U	HR-010 (Teachers of Deaf, Extracurricular Paid Activities)
TABLE V	CU-500 (Teachers Meet and Confer Employees)
TABLE W	RC-062 (Technical Employees, AFSCME)
TABLE X	RC-063 (Professional Employees, AFSCME)
TABLE Y	RC-063 (Educators, AFSCME)
TABLE Z	RC-063 (Physicians, AFSCME)
APPENDIX B	Schedule of Salary Grades - Monthly and Annual Rates of Pay for Fiscal Year 1993-1994
APPENDIX C	Medical Facilities Administrator Rates for Fiscal Year 1993-1994
EMERGENCY	Physician and Physician Specialist Salary Schedule (Repealed) August 1, 1993
APPENDIX D	Merit Compensation System Salary Schedule for Fiscal Year 1993-1994
EMERGENCY	Teaching Salary Schedule (Repealed) August 1, 1993
APPENDIX E	Physician and Physician Specialist Salary Schedule (Repealed) August 1, 1993
APPENDIX F	Senior Public Service Administrator Salary Schedule, effective August 1, 1993
APPENDIX G	Senior Public Service Administrator Salary Schedule, effective August 1, 1993
EMERGENCY	

AUTHORITY: Implementing and authorized by Section 8a(2) of the Personnel Code (111. Rev. Stat. 1991, ch. 127, par. 63b108a.2) [20 ILCS 415/8a.2].

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1960, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7280, effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days;

peremptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; amended at 10 Ill. Reg. 3230, effective January 24, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 13675, effective July 31, 1986; peremptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective September 17, 1986; emergency amendment at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; peremptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; peremptory amendment at 11 Ill. Reg. 3363, effective February 3, 1987; peremptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; peremptory amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8287, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; peremptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; peremptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; peremptory amendment at 11 Ill. Reg. 17919, effective October 19, 1987; peremptory amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; peremptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; peremptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 8135, effective April 12, 1988; peremptory amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 13306, effective July 27, 1988; corrected at 12 Ill. Reg. 13359; amended at 12 Ill. Reg. 14630, effective September 6, 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988; peremptory amendment at 12 Ill. Reg. 20584, effective November 28, 1988; peremptory amendment at 13 Ill. Reg. 8080, effective May 10, 1989; amended at 13 Ill. Reg. 8849, effective May 30, 1989; peremptory amendment at 13 Ill. Reg. 8970, effective May 26, 1989; emergency amendment at 13 Ill. Reg. 10967, effective June 20, 1989, for a maximum of 150 days; emergency amendment expired on November 17, 1989; amended at 13 Ill. Reg. 11451, effective June 28, 1989; emergency amendment at 13 Ill. Reg. 11854, effective July 1, 1989, for a maximum of 150 days; corrected at 13 Ill. Reg. 12647;

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peremptory amendment at 13 Ill. Reg. 12887, effective July 24, 1989; amended at 13 Ill. Reg. 16950, effective October 20, 1989; amended at 13 Ill. Reg. 19221, effective December 12, 1989; amended at 14 Ill. Reg. 615, effective January 2, 1990; peremptory amendment at 14 Ill. Reg. 1627, effective January 11, 1990; amended at 14 Ill. Reg. 4455, effective March 12, 1990; peremptory amendment at 14 Ill. Reg. 7652, effective May 7, 1990; amended at 14 Ill. Reg. 10002, effective June 11, 1990; emergency amendment at 14 Ill. Reg. 11330, effective June 29, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14361, effective August 24, 1990; emergency amendment at 14 Ill. Reg. 15570, effective September 11, 1990, for a maximum of 150 days; emergency amendment expired on February 8, 1991; corrected at 14 Ill. Reg. 16092; peremptory amendment at 14 Ill. Reg. 17098, effective September 26, 1990; amended at 14 Ill. Reg. 17189, effective October 2, 1990; amended at 14 Ill. Reg. 17189, effective October 19, 1990; amended at 14 Ill. Reg. 18719, effective November 13, 1990; peremptory amendment at 14 Ill. Reg. 18854, effective November 13, 1990; peremptory amendment at 15 Ill. Reg. 663, effective January 7, 1991; amended at 15 Ill. Reg. 3296, effective February 14, 1991; amended at 15 Ill. Reg. 4401, effective March 11, 1991; peremptory amendment at 15 Ill. Reg. 5100, effective March 20, 1991; peremptory amendment at 15 Ill. Reg. 5465, effective April 2, 1991, 1991; emergency amendment at 15 Ill. Reg. 10485, effective July 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 11080, effective July 19, 1991; amended at 15 Ill. Reg. 13080, effective August 21, 1991; amended at 15 Ill. Reg. 14210, effective September 23, 1991; emergency amendment at 16 Ill. Reg. 711, effective December 26, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 3450, effective February 20, 1992; peremptory amendment at 16 Ill. Reg. 5068, effective March 11, 1992; peremptory amendment at 16 Ill. Reg. 7056, effective April 20, 1992; emergency amendment at 16 Ill. Reg. 8239, effective May 19, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 8382, effective May 26, 1992; emergency amendment at 16 Ill. Reg. 13950, effective August 19, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14452, effective September 4, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 238, effective December 23, 1992; peremptory amendment at 17 Ill. Reg. 498, effective December 18, 1992; amended at 17 Ill. Reg. 509, effective January 4, 1993; amended at 17 Ill. Reg. 1819, effective February 2, 1993; amended at 17 Ill. Reg. 6441, effective April 8, 1993; emergency amendment at 17 Ill. Reg. 12900, effective July 22, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 13409, effective July 29, 1993; emergency amendment at 17 Ill. Reg. 13789, effective August 9, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days.

Section 310.290 Out-of-State or Foreign Service Rate	Range	Effective Fiscal Year 1993 1994
Reg. 10485, effective July 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 11080, effective July 19, 1991; amended at 15 Ill. Reg. 13080, effective August 21, 1991; amended at 15 Ill. Reg. 14210, effective September 23, 1991; emergency amendment at 16 Ill. Reg. 711, effective December 26, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 3450, effective February 20, 1992; peremptory amendment at 16 Ill. Reg. 5068, effective March 11, 1992; peremptory amendment at 16 Ill. Reg. 7056, effective April 20, 1992; emergency amendment at 16 Ill. Reg. 8239, effective May 19, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 8382, effective May 26, 1992; emergency amendment at 16 Ill. Reg. 13950, effective August 19, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14452, effective September 4, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 238, effective December 23, 1992; peremptory amendment at 17 Ill. Reg. 498, effective December 18, 1992; amended at 17 Ill. Reg. 509, effective January 4, 1993; amended at 17 Ill. Reg. 1819, effective February 2, 1993; amended at 17 Ill. Reg. 6441, effective April 8, 1993; emergency amendment at 17 Ill. Reg. 12900, effective July 22, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 13409, effective July 29, 1993; emergency amendment at 17 Ill. Reg. 13789, effective August 9, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days.	14674 93	14674 93
Office Administrator IV (States Other Than California and New Jersey)	(CA, NJ)	14674 93
Office Assistant (Foreign Service)	(CA, NJ)	14674 93
Office Associate (States Other Than California and New Jersey)	(CA, NJ)	14674 93
Office Coordinator (States Other Than California and New Jersey)	(CA, NJ)	14674 93

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Revenue Audit Supervisor
(States Other Than California and New Jersey)
3117---5497
3241 - 5556
3523---6214
3663 - 6280
(CA, NJ)

Revenue Auditor I
(States Other Than California and New Jersey)
2477---3249
2601 - 3402
2801---3664
2941 - 3845
(CA, NJ)

Revenue Auditor II
(States Other Than California and New Jersey)
2739---3603
2876 - 3784
3092---4073
3251 - 4277
(CA, NJ)

Revenue Auditor III
(States Other Than California and New Jersey)
3051---4050
3204 - 4253
3449---4679
3622 - 4807
(CA, NJ)

Revenue Auditor Trainee
(States Other Than California and New Jersey)
2064---2642
2168 - 2774
2334---2986
2451 - 3136
(CA, NJ)

Revenue-Assistant-Audit-Field-Manager
(States Other Than California and New Jersey)
3309---5884
3741---6648
Revenue-Field-Audit-Manager
(NJ)-----
3993---7112

Senior Public Service Administrator
(States Other Than California and New Jersey)
3787 - 8330
4281 - 9485
(CA, NJ)

Tax Examiner
(States Other Than California and New Jersey)
1818---2294
1909 - 2406
2055---2599
2158 - 2720
(CA, NJ)

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Tax Examiner Trainee
(States Other Than California and New Jersey)

1638---2022
1719 - 2123
1851---2285
1944 - 2400

(Source: Emergency amendment at 17 Ill. Reg. 14666, effective
August 26, 1993, for a maximum of 150 days)

Section 310.450 Procedures for Determining Annual Merit Increases

- a) An annual merit increase is an in-range salary adjustment for demonstrated performance.
- b) Eligibility for an annual merit increase shall be determined by the following conditions:
 - 1) Each employee will be eligible for a merit review after attaining 12 months creditable service. The employee's immediate supervisor shall prepare an Individual Development and Performance Evaluation form prior to the Performance Review Date, and discuss the results with the employee.
 - 2) Should the Individual Development and Performance review result in the employee not being eligible for an annual merit increase due to provisions of Section 310.450(d), or should the employee's base rate be at the maximum rate of pay of the salary range assigned to the employee's position, the employee will not be eligible for an annual merit increase until 12 months of additional creditable service has been accrued.
- c) Based upon the results of the Individual Development and Performance Evaluation, the employees' immediate supervisor shall determine whether the employee's performance warrants or does not warrant an annual merit increase.
- d) The amount of an annual merit increase recommendation shall be determined by use of the Merit Increase Guidechart of Section 310.540 if the employee's Individual Development and Performance Evaluation has on the Performance Review Date been evaluated at a Category 3 or higher level. An employee whose Individual Development and Performance Evaluation has, on the Performance Review Date been evaluated at Category 4-ef 5 shall not receive an increase in the present base salary. However, in no event is the resulting salary to be lower than the minimum or higher than the maximum rate of pay of the respective salary range assigned to the employee's position.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES
NOTICE OF EMERGENCY AMENDMENTS

- e) The employee's immediate supervisor shall prepare a performance Certification and Salary Increase Recommendation form indicating whether or not the employee is eligible for an annual merit increase and the amount thereof.
- f) The employee's immediate supervisor shall forward the Individual Development and Performance Evaluation records and Performance Certificate and Salary Increase Recommendation records to the agency head or a designated authority for review and approval.
- g) Annual merit increase in pay shall become effective the first day of the month in which the employee's Performance Review Date occurs.

(Source: Emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days)

Section 310.455 Intermittent Merit Increase
Until further amendment, Intermittent Merit Increases are suspended for fiscal year 1993.

- a) An Intermittent Merit Increase may be proposed by a supervisor when one of the following conditions have been met: Outstanding performance of a substantial project; outstanding performance by a manager or supervisor that greatly improves operating efficiency; performance significantly beyond standards for a sustained period. The supervisor must document the circumstances justifying the merit increase.
- b) An Intermittent Merit Increase may be awarded in any whole dollar amount up to 5% of current base salary. An Intermittent Merit Increase may be awarded to an employee not more often than once in a six month period.
- c) The increase must have the prior approval of the agency Director and the Director of Central Management Services.

(Source: Emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days)

Section 310.530 Implementation

- a) The salary schedule for the Merit Compensation System for Fiscal Year 1993 1994 is as set forth in Appendix D of the Pay Plan.

- b) The Merit Increase Guidedchart for Fiscal Year 1993 1994 is as set forth in Section 310.540 of the Pay Plan.
- c) Any employee with a performance review date of July 1st or August 1st-September-17-1992-when-received-a-salary-payment-that-did-not reflect-the-use-of-the-Merit-Guidedchart-as-set-forth-in-the-section 310-540-shall-receive-a-lump-sum-payment-equal-to-the-difference between-what-was-initially-paid-and-what-is-determined-to-be appropriate-by-use-of-the-Merit-Increase-Guidedchart will have their salary increase determined by the use of the Merit Compensation Guidedchart for Fiscal Year 1994. The increase will be dated August 16, 1993, and a lump sum will be provided as if this resultant salary were effective on the original performance review date. Their creditable service date will be adjusted to return to their regular anniversary month.

(Source: Emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days)

Section 310.540 Annual Merit Increase Guidedchart for Fiscal Year 1993

Category	Definition	Allowable Increase
Category 1	Superior	0% to 8.5% 2% + 4.5% to 6.5%
Category 2	Exceeds Expectations	0% to 6.5% 2% + 3% to 4.5%
Category 3	Meets Expectations	0% to 4.5% 2% + 0% to 3%
Category 4	Needs Improvement	0% 2%
Category 5	Unacceptable	0%

(Source: Emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY AMENDMENTS

Section 310. Appendix C - Medical Administrator Rates for Fiscal Year 1993
EMERGENCY
1994

Title	Minimum Salary	Midpoint Salary	Maximum Salary
Medical-Administrator-I Option-C	6,204 7,448	7,458 8,9496	8,712 104,544
Medical-Administrator-I Option D	6,928 83,136	8,214 98,568	9,500 114,000
Medical-Administrator-II Option-C	6,704 80,448	7,978 95,736	9,252 114,024
Medical-Administrator-II Option-D	7,699 92,388	9,028 108,226	10,347 124,164
Medical-Administrator-III Option-C	7,924 95,652	9,466 113,112	10,881 130,572
Medical-Administrator-IV Option-D	8,104 97,212	9,556 114,669	11,009 132,108
Medical-Administrator-V Option-C	8,234 98,772	9,685 116,220	11,139 133,668
Medical Administrator I Option C	6,452 77,424	7,713 92,556	8,974 107,688
Medical Administrator I Option D	7,205 86,460	8,495 101,940	9,785 117,420
Medical Administrator II Option C	6,972 83,664	8,251 99,012	9,530 114,360
Medical Administrator II Option D	8,007 96,084	9,332 111,984	10,657 127,884
Medical Administrator III Option D	8,290 99,480	9,749 116,988	11,208 134,496
Medical Administrator IV Option C	8,425 101,100	9,882 118,584	11,339 136,068
Medical Administrator IV Option D	8,560 102,720	10,017 120,204	11,474 137,688

The rates of pay for physicians occupying or appointed to a position in the Medical Administrator classes shall be as listed in the above schedule. All provisions of Subpart C of the Pay Plan, Merit Compensation System will apply to the Medical Administrator positions.

(Source: Emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days)

Section 310. Appendix D - Merit Compensation System Salary Schedule for Fiscal Year 1993 1994

Salary Range	Minimum Salary	Midpoint Salary	Maximum Salary	Merit Pay Zone Limit
MC-1--	1,543 19,416	2,094 25,128	2,545 30,540	2,671 32,052
MC-2--	1,714 20,568	2,200 26,400	2,686 32,232	2,819 33,828
MC-3--	1,796 21,632	2,327 27,924	2,858 34,296	2,999 35,988
MC-4--	1,878 22,836	2,435 29,220	2,902 35,904	3,141 37,692
MC-5--	1,971 23,652	2,576 30,912	3,184 38,172	3,349 40,080
MC-6--	2,070 24,840	2,707 32,484	3,344 40,128	3,510 42,120
MC-7--	2,181 26,172	2,871 34,452	3,561 42,732	3,738 44,866
MC-8--	2,298 27,576	3,044 36,528	3,790 45,480	3,979 47,748
MC-9--	2,429 29,148	3,213 38,556	3,997 47,984	4,195 50,340
MC-10--	2,566 30,792	3,422 41,064	4,278 51,356	4,492 53,904
MC-11--	2,740 32,520	3,631 43,572	4,552 54,624	4,779 57,348

NOTICE OF EMERGENCY AMENDMENTS

MC 12	2,878	3,874	4,870	-5,114
	34,536	46,488	58,440	-61,368
MC 13	3,072	4,144	5,210	-5,471
	36,884	49,692	62,520	-65,652
MC 14	3,286	4,446	5,606	-5,886
	39,432	53,352	67,272	-70,632
MC 15	3,528	4,767	6,006	-6,306
	42,336	57,204	72,072	-75,672
MC 16	3,776	5,121	6,466	-6,789
	45,312	61,452	77,592	-84,468
MC 17	4,075	5,528	6,981	-7,330
	48,960	66,336	83,772	-87,960
MC 18	4,392	5,775	7,158	-7,516
	52,704	69,300	85,896	-90,192
MC 19	4,744	6,034	7,324	-7,690
	56,928	72,408	87,888	-92,280
MC 1	1,709	2,165	2,621	2,752
	20,508	25,980	31,452	33,024
MC 2	1,783	2,275	2,767	2,905
	21,396	27,300	33,204	34,860
MC 3	1,868	2,406	2,944	3,091
	22,416	28,872	35,328	37,092
MC 4	1,953	2,518	3,083	3,237
	23,436	30,216	36,996	38,844
MC 5	2,050	2,663	3,276	3,440
	24,600	31,956	39,312	41,280
MC 6	2,153	2,799	3,445	3,617
	25,836	33,588	41,340	43,404
MC 7	2,268	2,968	3,668	3,851
	27,216	35,616	44,016	46,212
MC 8	2,390	3,147	3,904	4,099
	28,680	37,764	46,848	49,188

NOTICE OF EMERGENCY AMENDMENTS

MC 9	2,526	3,322	4,118	4,324
	30,312	39,864	49,416	51,888
MC 10	2,669	3,538	4,407	4,627
	32,028	42,456	52,884	55,524
MC 11	2,818	3,754	4,690	4,925
	33,816	45,048	56,280	59,100
MC 12	2,993	4,005	5,017	5,268
	35,916	48,060	60,204	63,216
MC 13	3,195	4,281	5,367	5,635
	38,340	51,372	64,404	67,620
MC 14	3,417	4,596	5,775	6,064
	41,004	55,152	69,300	72,768
MC 15	3,669	4,928	6,187	6,496
	44,028	59,136	74,244	77,952
MC 16	3,927	5,294	6,661	6,994
	47,124	63,528	79,932	83,928
MC 17	4,238	5,714	7,190	7,550
	50,856	68,568	86,280	90,600
MC 18	4,568	5,971	7,374	7,743
	54,816	71,652	88,488	92,916
MC 19	4,934	6,239	7,544	7,921
	59,208	74,868	90,528	95,052

(Source: Emergency amendment at 17 IIL Reg. 14666, effective August 26, 1993, for a maximum of 150 days)

Section 310. Appendix G Senior Public Service Administrator Salary Schedule. Effective August 16, 1993

Title	Senior Public Service Administrator, Level I	Minimum Salary	Maximum Salary
		39,520	66,950

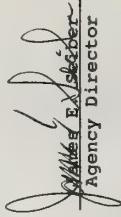
ILLINOIS REGISTER
DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY AMENDMENTS

Senior Public Service Administrator, 50,000
Level II

(Source: Emergency rule added at 17 Ill. Reg. 14666, effective
August 26, 1993, for a maximum of 150 days)

- 1) The Heading of the Part: PROCEDURES OF THE DEPARTMENT OF STATE POLICE
MERIT BOARD
- 2) Code Citation: 80 Ill. Adm. Code 150
- 3) Section Number(s): Adopted Action:
150.210
150.220
Appendix A
Appendix B
- 4) Date Proposal published in Illinois Register:
November 30, 1992, 16 Ill. Reg. 17959
- 5) Date Adoption published in Illinois Register:
June 25, 1993, 17 Ill. Reg. 9716
- 6) Date requested for Expedited Correction published in Illinois Register:
July 23, 1993, 17 Ill. Reg. 11895
- 7) Adoption effective date: June 10, 1993
- 8) Correction effective date: June 10, 1993
- 9) Reason for Approval of Expedited Correction:
Discrepancies between adopted rule text and agreements certified by JCAR
during the second notice period.


William E. Schaefer
Agency Director

August 30, 1993
Date

The full text of the Corrected Rules begins on the following page.

DEPARTMENT OF STATE POLICE MERIT BOARD

NOTICE OF EXPEDITED CORRECTION

effective October 29, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 9716, effective June 10, 1993; expedited correction at 17 Ill. Reg. 14684, effective June 10, 1993.

SUBPART B: CERTIFICATION FOR APPOINTMENT

Section 150.210 Qualifications

a) The Board shall certify to the Director in writing qualified applicants for appointment as sworn officers to the Department. Qualified applicants shall:

- 1) Be at least twenty-one years of age. Persons twenty years of age may be certified if they have successfully completed 2 years (12 semester hours, 90 quarter hours) of law enforcement studies at an accredited college or university.

2) Education Requirements

- A) Have completed, with an average grade of C or better, 60 semester hours, 90 quarter hours or any combination of semester/quarter hours totaling 2 years of education from an accredited college or university.

- B) Assignment as a Special Agent requires that an applicant possess a bachelor's degree in any field from an accredited institution of higher learning or have completed, with an average grade of C or better, 60 semester hours, 90 quarter hours or any combination of semester/quarter hours totaling 2 years of education from an accredited college or university plus three years of law enforcement experience as a sworn member of a Federal, State, County, Municipal or campus law enforcement unit.

- 3) Be a citizen of the United States with no felony convictions.
- 4) Accept assignment anywhere in the State.
- 5) Possess a valid driver's license at time of application.
- 6) Successfully complete mental and physical and medical tests and a background investigation as prescribed by the Board. (See Section 150 Appendix A and B of this Part Part.)

- b) The Board may certify more applicants than there are vacant positions at the time of certification. Such certified applicants shall be eligible for appointment for a period of time designated by the Board.

(Source: Expedited correction at 17 Ill. Reg. _____, effective June 10, 1993)

Section 150.220 Selection Procedures

- a) Procedures shall consist of:
 - 1) Application
 - 2) Written Entrance Examination
 - 3) Physical Ability Test
 - 4) Oral Interview

5) Background Investigation
6) Psychological Screening
7) Medical Examination

b) Preference shall be given to all persons who have honorably served in the Military or Naval Services of the United States.

(Source: Expedited correction at 17 Ill. Reg. 14684, effective June 10, 1993)

DEPARTMENT OF STATE POLICE MERIT BOARD

NOTICE OF EXPEDITED CORRECTION

Section 150. APPENDIX A Vision Standards

Type of Test	Standards	Testing Methods
1. Visual Acuity	At or corrected to 20/20 binocular with worst eye no less than 20/40	Sloan diget at both near and far point of binocular vision screener.
2. Visual Acuity Uncorrected	20/40 binocular with worst eye no less than 20/200.	Sloan diget at both near and far point on binocular vision screener.
3. Night Vision	At or corrected to 20/20 binocular with night setting lighting.	Sloan diget at far point on binocular vision screener.
4. Binocular Vision	Clear, comfortable binocular vision with good stereopsis at all normal working distances and viewing angles with correction.	Phoria at both near and far point. Fusion at both near and far point.
5. Stereo Acuity	Measured at 80 sec of Arc by reading line #4 on the Shepard Fry Scale or dot #6 on the Titmus Stero Test.	Shepard-Fry scale at near point. If failed then Titmus Stero Test at near point.
6. Color Vision	Normal or anomalous tri-chromacy or basic color naming skills.	Passing the (red/green) and (blue/violet) test. If failed, go to Ishihara 16 plates test, identifying correctly numbers 1-4.
7. Visual Fields	At least 70° in the horizontal meridian in each eye.	If failed, go to number 8, normal will not be able to read red-green color blind will read number 45. By testing both left and right eye at 90°, 70°, and nasal 45°.

(Source: Expedited correction at 17 Ill. Reg. 14684, effective June 10, 1993)

DEPARTMENT OF STATE POLICE MERIT BOARD

NOTICE OF EXPEDITED CORRECTION

Section 150. APPENDIX A-B Physical Fitness Standards

FIVE-ITEM PHYSICAL FITNESS TEST	
FOR DEPARTMENT OF STATE POLICE OFFICER APPLICANTS	
Practical exercise performance requirements are physical activities related to law enforcement tasks. The following practical exercise performance requirements have been identified and must be satisfactorily performed for successful completion of the Merit Board's Physical Ability Test requirement.	
1. THRESHOLD WEIGHT	
This is the weight that has been determined as the weight necessary to:	
1) perform police tasks without undue effort; and 2) to minimize health problems due to overfatness. The score is pounds per height in inches.	
PERCENT BODY FAT	
For those individuals not meeting the threshold weight a body fat test will be administered. This is the percentage of body fat that has been determined as the level of overfatness that poses a health risk. The score is in a fat percentage.	
2. SIT AND REACH TEST	
This is a measure of the flexibility of the lower back and upper leg area. It is an important area for performing Police tasks involving range or motion and is important in minimizing lower back problems. The score is in the inches reached on a yard stick.	
3. ONE MINUTE SIT UP TEST	
This is a measure of the muscular endurance of the abdominal muscles. It is an important area for performing police tasks that may involve the use of force and is an important area for maintaining good posture and minimizing lower back problems. The score is in the number of sit ups completed in one minute.	
4. ONE REPETITION MAXIMUM BENCH PRESS	
This is a maximum weight pushed from the bench press position and measures the amount of force your upper body can generate. It is an important area for performing police tasks requiring upper body strength. The score is a ratio of weight pushed divided by body weight. The test will be conducted on a Universal DVR-Chest Press.	
5. 1.5 MILE RUN	
This is a timed run to measure the heart and vascular systems' capability to transport oxygen. It is an important area for performing police tasks involving stamina and endurance and to minimize the risk of cardiovascular problems. The score is in minutes and seconds.	
THRESHOLD WEIGHT	
HT/IN	THRESHOLD WEIGHT
52	75
HT/IN	THRESHOLD WEIGHT
63	134
HT/IN	THRESHOLD WEIGHT
74	217

ILLINOIS REGISTER

DEPARTMENT OF STATE POLICE MERIT BOARD

NOTICE OF EXPEDITED CORRECTION

TEST	MALE AGE	FEMALE AGE
Percent Body Fat	20-29	30-36
Sit & Reach	17.4%	20.5%
Minute Sit-up	16.5 in.	15.5 in.
Maximum Bench	38	35
Press Ratio (% of total weight)	.99	.88
1.5 Mile Run	12:51	13:36

(Source: Expedited correction at 17 Ill. Reg. 14684, effective June 10, 1993)

ILLINOIS REGISTER 14692
93

DEPARTMENT OF REVENUE

NOTICE OF PUBLIC HEARING ON DRAFT RULEMAKING

53	80	64	141	75	226
54	85	65	147	76	235
55	89	66	154	77	245
56	94	67	161	78	255
57	99	68	168	79	265
58	105	69	176	80	275
59	110	70	184	81	285
60	116	71	192	82	297
61	121	72	200	83	307
62	128	73	209	84	318

ILLINOIS DEPARTMENT OF STATE POLICE MERIT BOARD
PHYSICAL FITNESS STANDARDS

TEST	MALE AGE	FEMALE AGE
Percent Body Fat	20-29	30-36
Sit & Reach	17.4%	20.5%
Minute Sit-up	16.5 in.	15.5 in.
Maximum Bench	38	35
Press Ratio (% of total weight)	.99	.88
1.5 Mile Run	12:51	13:36

(Source: Expedited correction at 17 Ill. Reg. 14684, effective June 10, 1993)

- 1) Heading of the Part: Income Tax
- 2) Code Citation: 86 Ill. Adm. Code 100
- 3) Register Citation to Notice of Proposed Rulemaking: These draft rules have not yet been proposed. Through the public hearing process, the Department is seeking public comment on the draft rules prior to initiation of the rulemaking process.
- 4) Date, Time and Location of Public Hearing:

September 27, 1993
9:00 A.M. to Noon
James R. Thompson Center
Room 9-040
Chicago, Illinois

Other Pertinent Information:

The Department is scheduling this public hearing on a rulemaking that details the Department's policies and standards with reference to the taxation of financial organizations. The rulemaking will appear in a future edition of the Illinois Register. The public hearing will be for the sole purpose of gathering public comment on the draft rules.

Persons interested in rulemaking on this subject are encouraged to contact the Department to obtain a copy of the draft rules prior to the hearing. Copies of the rules may be obtained by submitting a written request to:

Illinois Department of Revenue
Constance W. Beard, Manager
Legal Services Bureau
101 W. Jefferson, 5-500
Springfield, IL 62794

Copies of the rulemaking may also be obtained by telephoning the Department at (217) 782-7054.

Persons interested in presenting testimony are advised that the Department will adhere to the following procedures in the conduct of the hearing:

1. Each person presenting oral testimony shall provide to the hearing officer a written (preferably typed) copy of such testimony at the time the oral testimony is presented. No oral testimony will be accepted without a written copy of the testimony being provided.

DEPARTMENT OF REVENUE

NOTICE OF PUBLIC HEARING ON DRAFT RULEMAKING

2. Each person presenting oral testimony will be limited to fifteen minutes for the presentation of such testimony.
3. No person will be recognized to speak for a second time until all persons wishing to testify have done so.
4. All testimony shall conclude at the specified time except that an individual presenting testimony at that time shall be allowed to complete the presentation.

Name Of Agency: Department of Nuclear Safety

Heading of the Part: Radiation Safety Requirements for Industrial Radiographic Operations

Code Citation: 32 Ill. Adm. Code 350

<u>Sections Involved:</u>	350.10	350.1060	350.3048
350.20	350.1070	350.3050	350.3060
350.25	350.1080	350.3060	350.3070
350.30	350.1090	350.3070	350.3080
350.40	350.2010	350.3080	350.3090
350.50	350.2020	350.3090	350.4000
350.1000	350.2030	350.4000	350.2040
350.1005	350.2040	350.4010	350.3010
350.1010	350.3010	350.4020	350.3020
350.1020	350.3020	350.4030	350.3030
350.1030	350.3030	350.4030	350.3040
350.1040	350.3040	350.4040	350.3045
350.1050	350.3045	350.4050	

Notice of Proposal Published in Illinois Register: August 27, 1993

Statutory Authority: Radiation Protection Act of 1990 [420 ILCS 40]

Information concerning this Regulatory Flexibility Impact Analysis shall be directed to:

Name: Linda D. Brand
 Address: Department of Commerce and Community Affairs
 620 E. Adams, Springfield, IL 62701
 Telephone: (217) 785-6354

Other pertinent information regarding these rules: After initial scrutiny, the Department of Commerce and Community Affairs has determined that the above proposed rule may impact small businesses. Publication of this notice serves to both provide the general public with information regarding specifics of the proposed rule on request, as well as elicit comments from interested parties. All comments will be considered as the analysis is formulated.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS
 NOTICE OF REGULATORY FLEXIBILITY IMPACT ANALYSIS
 RULES PROMULGATED BY STATE AGENCIES THAT MAY IMPACT SMALL BUSINESS

Name Of Agency:

Secretary of State

Heading of the Part: Limited Liability Company Act

Code Citation: 14 Ill. Adm. Code 178

<u>Sections Involved:</u>	178.10	178.120
	178.15	178.125
	178.20	178.130
	178.25	178.135
	178.30	178.140
	178.35	178.145
	178.40	178.150
	178.45	178.155
	178.50	178.160
	178.55	178.165
	178.60	178.170
	178.100	178.175
	178.105	178.180
	178.110	178.185
	178.115	

Notice of Proposal Published in Illinois Register: August 20, 1993

Statutory Authority: Limited Liability Company Act [805 ILCS 180/1-1 et seq.]

Information concerning this Regulatory Flexibility Impact Analysis shall be directed to:

Name: Linda D. Brand
Address: Department of Commerce and Community Affairs
 620 E. Adams, Springfield, IL 62701
Telephone: (217) 785-6354

Other pertinent information regarding these rules: After initial scrutiny, the Department of Commerce and Community Affairs has determined that the above proposed rule may impact small businesses. Publication of this notice serves to both provide the general public with information regarding specifics of the propose rule, on request as well as elicit comments from interested parties. All comments will be considered as the analysis is formulated.

JOINT COMMITTEE ON ADMINISTRATIVE RULES

JAMES R. THOMPSON CENTER

ROOM 16-503

CHICAGO, ILLINOIS

10:00 A.M.

September 14, 1993

NOTICE: It is the policy of the Committee to allow only representatives of State agencies to testify orally on any rule under consideration at Committee hearings. If members of the public wish to express their views with respect to a proposed rule, they should submit written comments to the Office of the Joint Committee on Administrative Rules at the following address:

Joint Committee on Administrative Rules

700 Stratton Building

Springfield, Illinois 62706

AGENDA**I. Approval of August 17, 1993 Minutes****II. Review of Proposed Agency Rulemaking****Agriculture**

1. Farmland Preservation Act (8 Ill Adm Code 700)
 - First Notice Published: 17 Ill Reg 9781 - 7/2/93
 - Expiration of Second Notice Period: 10/6/93

Capital Development Board

2. Asbestos Abatement Authority Act Procedures (71 Ill Adm Code 500)
 - First Notice Published: 17 Ill Reg 3917 - 4/2/93
 - Expiration of Second Notice Period: 10/8/93

Central Management Services

3. Pay Plan (80 Ill Adm Code 310)
 - First Notice Published: 17 Ill Reg 7605 - 5/28/93
 - Expiration of Second Notice Period: 9/29/93

Children and Family Services

4. Repeal of Facility Amusement Funds (89 Ill Adm Code 354)
 - First Notice Published: 17 Ill Reg 8099 - 6/4/93
 - Expiration of Second Notice Period: 9/24/93
5. Repeal of Standards for Department Facilities (89 Ill Adm Code 376)
 - First Notice Published: 17 Ill Reg 8104 - 6/4/93
 - Expiration of Second Notice Period: 9/24/93
6. Forestry Development Cost-Share Program (17 Ill Adm Code 1536)
 - First Notice Published: 17 Ill Reg 8107 - 6/4/93
 - Expiration of Second Notice Period: 9/17/93
7. Duck, Goose and Coot Hunting (17 Ill Adm Code 590)
 - First Notice Published: 17 Ill Reg 4554 - 4/9/93
 - Expiration of Second Notice Period: 9/17/93

Nuclear Safety

8. General Provisions (32 Ill Adm Code 310)
 - First Notice Published: 17 Ill Reg 3787 - 3/26/93
 - Expiration of Second Notice Period: 9/24/93
9. Repeal of Standards for Protection Against Radiation (32 Ill Adm Code 340)
 - First Notice Published: 17 Ill Reg 3997 - 4/2/93
 - Expiration of Second Notice Period: 9/24/93
10. Standards for Protection Against Radiation (32 Ill Adm Code 340)
 - First Notice Published: 17 Ill Reg 4070 - 4/2/93
 - Expiration of Second Notice Period: 9/24/93

Professional Regulation

11. Optometric Practice Act of 1987 (68 Ill Adm Code 1320)
 - First Notice Published: 17 Ill Reg 6729 - 5/7/93
 - Expiration of Second Notice Period: 9/17/93
12. Medical Practice Act of 1987 (68 Ill Adm Code 1285)
 - First Notice Published: 17 Ill Reg 9624 - 6/25/93
 - Expiration of Second Notice Period: 9/24/93

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13. Illinois Dental Practice Act (68 Ill Adm Code 1220) -First Notice Published: 17 Ill Reg 8127 - 6/4/93 -Expiration of Second Notice Period: 10/8/93	22. Income Tax (86 Ill Adm Code 100) -First Notice Published: 17 Ill Reg 9870 - 7/2/93 -Expiration of Second Notice Period: 10/8/93
14. Nursing Home Administrators Licensing and Disciplinary Act (68 Ill Adm Code 1310) -First Notice Published: 17 Ill Reg 8139 - 6/4/93 -Expiration of Second Notice Period: 10/8/93	23. Electronic Filing of Illinois Individual Income Tax Returns (86 Ill Adm Code 105) -First Notice Published: 17 Ill Reg 9854 - 7/2/93 -Expiration of Second Notice Period: 10/8/93
	<u>State Police</u>
15. Child Support Enforcement (89 Ill Adm Code 160) -First Notice Published: 17 Ill Reg 3820 - 3/26/93 -Expiration of Second Notice Period: 10/1/93	24. Firearm Owner's Identification Act (20 Ill Adm Code 1230) -First Notice Published: 17 Ill Reg 7768 - 5/28/93 -Expiration of Second Notice Period: 10/8/93
16. Medical Payment (89 Ill Adm Code 140) -First Notice Published: 17 Ill Reg 7183 - 5/21/93 -Expiration of Second Notice Period: 9/14/93	III. Certification of No Objection to Proposed Rulemaking
	IV. Review of Emergency and Peremptory Rulemakings
	<u>Agriculture</u>
17. Case Transfers/Referrals (89 Ill Adm Code 708) -First Notice Published: 17 Ill Reg 9852 - 7/2/93 -Expiration of Second Notice Period: 10/4/93	25. Diseased Animals (8 Ill Adm Code 85) (Emergency) -Notice Published: 17 Ill Reg 14052 - 8/27/93
	<u>Central Management Services</u>
18. Retailers' Occupation Tax (86 Ill Adm Code 130) -First Notice Published: 17 Ill Reg 6955 - 5/14/93 -Expiration of Second Notice Period: 9/24/93	26. Pay Plan (80 Ill Adm Code 310) (Emergency) -Notice Published: 17 Ill Reg 12900 - 8/6/93
19. Income Tax (86 Ill Adm Code 100) -First Notice Published: 17 Ill Reg 6945 - 5/14/93 -Expiration of Second Notice Period: 9/24/93	27. Pay Plan (80 Ill Adm Code 310) -Notice Published: 17 Ill Reg 13789 - 8/20/93
	<u>Education</u>
20. Retailers' Occupation Tax (86 Ill Adm Code 130) -First Notice Published: 17 Ill Reg 8461 - 6/1/93 -Expiration of Second Notice Period: 9/24/93	28. Special Education (23 Ill Adm Code 226) (Emergency) -Notice Published: 17 Ill Reg 13622 - 8/13/93
21. Payment of Taxes by Electronic Funds Transfer (86 Ill Adm Code 750) -First Notice Published: 17 Ill Reg 8450 - 6/1/93 -Expiration of Second Notice Period: 9/24/93	<u>Employment Security</u> 29. Notices, Records, Reports (56 Ill Adm Code 2760) (Emergency) -Notice Published: 17 Ill Reg 13798 - 8/20/93

30. Payment of Unemployment Contributions, Interest and Penalties (56 Ill Adm Code 2765) (Emergency)
-Notice Published: 17 Ill Reg 13801 - 8/20/93
 31. Data Collection (77 Ill Adm Code 2510) (Emergency)
-Notice Published: 17 Ill Reg 14112 - 9/3/93
 32. Hospital Price Information (77 Ill Adm Code 2530)
-Notice Published: 17 Ill Reg 14172 - 9/3/93
 33. Multifamily Rental Housing Mortgage Loan Program (47 Ill Adm Code 310) (Emergency)
-Notice Published: 17 Ill Reg 13805 - 8/20/93
 34. Open Burning (35 Ill Adm Code 237) (Emergency)
-Notice Published: 17 Ill Reg 14176 - 9/3/93
 35. AIDS Drug Reimbursement Program (77 Ill Adm Code 692) (Emergency)
-Notice Published: 17 Ill Reg 12913 - 8/6/93
 36. Certified Local Health Department Code (77 Ill Adm Code 600) (Emergency)
-Notice Published: 17 Ill Reg 12918 - 8/6/93
 37. Local Health Department Development Grant Rules (77 Ill Adm Code 610) (Emergency)
-Notice Published: 17 Ill Reg 12936 - 8/6/93
 38. Repeal of Local Health Departments Program Standards Code (77 Ill Adm Code 615) (Emergency)
-Notice Published: 17 Ill Reg 12944 - 8/6/93
 39. Local Health Protection Grant Rules (77 Ill Adm Code 615) (Emergency)
-Notice Published: 17 Ill Reg 13002 - 8/6/93
40. Repeal of Minimum Qualifications for Personnel Employed by Local Health Departments Code (77 Ill Adm Code 600) (Emergency)
-Notice Published: 17 Ill Reg 13115 - 8/6/93
 41. Pregnancy Termination Report Code (77 Ill Adm Code 505) (Emergency)
-Notice Published: 17 Ill Reg 13631 - 8/13/93
 42. Quarter Horse Racing (11 Ill Adm Code 1440) (Emergency)
-Notice Published: 17 Ill Reg 14181 - 9/3/93
- V. Exempt Rulemakings**
43. Repeal of Finished Water and Raw Water Quality and Quantity (35 Ill Adm Code 604)
-Proposed Date: 5/28/93
-Adopted Date: 7/23/93
 44. Primary Drinking Water Standards (35 Ill Adm Code 611)
-Proposed Date: 5/28/93
-Adopted Date: 7/23/93
 45. Repeal of Sampling and Monitoring (35 Ill Adm Code 605)
-Proposed Date: 5/28/93
-Adopted Date: 7/23/93

ILLINOIS REGISTER
 JOINT COMMITTEE ON ADMINISTRATIVE RULES
 ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of August 25, 1993 through August 31, 1993, and have been scheduled for review by the Committee at its September 14, 1993 or October 12, 1993 meeting. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rule should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Office Bldg., Springfield IL 62706.

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
10/8/93	<u>Department of Revenue</u> , Electronic Filing of Illinois Individual Income Tax Returns (86 Ill Adm Code 105)	7/2/93 17 Ill Reg 9854	9/14/93
10/8/93	<u>Department of Revenue</u> , Income Tax (86 Ill Adm Code 100)	7/2/93 17 Ill Reg 9870	9/14/93
10/8/93	<u>Capital Development Board</u> , Asbestos Abatement Authority Act Procedures (71 Ill Adm Code 500)	4/2/93 17 Ill Reg 3917	9/14/93
10/8/93	<u>Department of Professional Regulation</u> , Illinois Dental Practice Act (68 Ill Adm Code 1220)	6/4/93 17 Ill Reg 8127	9/14/93
10/8/93	<u>Department of State Police</u> , Firearm Owner's Identification Act (20 Ill Adm Code 1230)	5/28/93 17 Ill Reg 7768	9/14/93
10/8/93	<u>Department of Professional Regulation</u> , Nursing Home Administrators Licensing and Disciplinary Act (68 Ill Adm Code 1310)	6/4/93 17 Ill Reg 8139	9/14/93

LABOR, ILLINOIS DEPARTMENT OF
NOTICE PURSUANT TO P.A. 87-823

LABOR, ILLINOIS DEPARTMENT OF

NOTICE PURSUANT TO P.A. 87-823

- 1) Heading of the Part: Health and Safety
- 2) Code Citation: 56 Ill Admin Code 350
- 3) Sections: 350.195; 350.280
- 4) The Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, par. 1001-1 et seq.) [5 ILCS 100/1-1 et seq.], as amended pursuant to P.A. 87-823, effective July 1, 1992, requires each Agency to integrate all renumbered citations to the Act in their rules on file with the Administrative Code Division, Index Department, Office of the Secretary of State, by July 1, 1993.

- 5) Pursuant to Section 5-155 of the Illinois Administrative Procedure Act, the following changes in the above named rules are made:

<u>Section/ Subsection No.</u>	<u>IAPA Citation Conversions: Existing Cite</u>	<u>New Cite</u>
350.195	Ill. Rev. Stat. 1985, ch. 127, pars. 1001-1 et seq.	Ill. Rev. Stat. 1989, ch. 127, pars. 1001-1 et seq.
350.280 b)	Sec. 5.01 Sec. 5-40	Ill. Rev. Stat. 1989, ch. 127, pars. 1001 et seq.
	Ill. Rev. Stat. 1989, ch. 127, par. 1005.01	Ill. Rev. Stat. 1989, ch. 127, pars. 1001 et seq.
	Ill. Rev. Stat. 1989, ch. 127, par. 1005-40	Ill. Rev. Stat. 1989, ch. 127, pars. 1001 et seq.

These changes have been made to the rules on file with the Administrative Code Division of the Index Department, Office of the Secretary of State. These changes do not affect the validity of the rules nor the date on which they become effective.

- 1) Heading of the Part: Illinois Child Labor Law
- 2) Code Citation: 56 Ill Admin Code 250
- 3) Sections: 250.600; 250.705 250.710; 250.714
- 4) The Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, par. 1001-1 et seq.) [5 ILCS 100/1-1 et seq.], as amended pursuant to P.A. 87-823, effective July 1, 1992, requires each Agency to integrate all renumbered citations to the Act in their rules on file with the Administrative Code Division, Index Department, Office of the Secretary of State, by July 1, 1993.
- 5) Pursuant to Section 5-155 of the Illinois Administrative Procedure Act, the following changes in the above named rules are made:

<u>Section/ Subsection No.</u>	<u>IAPA Citation Conversions: Existing Cite</u>	<u>New Cite</u>
250.600	Ill. Rev. Stat. 1989, ch. 127, pars. 1001-1 et seq.	Ill. Rev. Stat. 1989, ch. 127, pars. 1001-1 et seq.
250.705 e)	Ill. Rev. Stat. 1989, ch. 127, pars. 1001 et seq.	Ill. Rev. Stat. 1989, ch. 127, pars. 1001 et seq.
250.710 d)	Ill. Rev. Stat. 1989, ch. 127, pars. 1001 et seq.	Ill. Rev. Stat. 1989, ch. 127, pars. 1001 et seq.

These changes have been made to the rules on file with the Administrative Code Division of the Index Department, Office of the Secretary of State. These changes do not affect the validity of the rules nor the date on which they become effective.

LABOR, ILLINOIS DEPARTMENT OF

NOTICE PURSUANT TO P.A. 87-823

- 1) Heading of the Part: Nurse Agency Licensing Act
- 2) Code Citation: 68 Ill Adm Code 690
- 3) Sections: 690.230
- 4) The Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, par. 1001-1 et seq.) [5 ILCS 100/1-1 et seq.], as amended pursuant to P.A. 87-823, effective July 1, 1992, requires each Agency to integrate all renumbered citations to the Act in their rules on file with the Administrative Code Division, Index Department, Office of the Secretary of State, by July 1, 1993.
- 5) Pursuant to Section 5-155 of the Illinois Administrative Procedure Act, the following changes in the above named rules are made:

Section/ Subsection No.	IAPA Citation Conversions: Existing Cite	New Cite
690.230	Ill. Rev. Stat. 1989, ch. 127, par. 1001 et seq.	Ill. Rev. Stat. 1991, ch. 127, pars. 1001-1 100.60 a)10)
		Ill. Rev. Stat. 1981, ch. 127, par. 1001 et seq.

These changes have been made to the rules on file with the Administrative Code Division of the Index Department, Office of the Secretary of State. These changes do not affect the validity of the rules nor the date on which they become effective.

- 1) Heading of the Part: Prevailing Wage Hearing Procedures
- 2) Code Citation: 56 Ill Adm Code 100
- 3) Sections: 100.60; 100.100

- 4) The Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, par. 1001-1 et seq.) [5 ILCS 100/1-1 et seq.], as amended pursuant to P.A. 87-823, effective July 1, 1992, requires each Agency to integrate all renumbered citations to the Act in their rules on file with the Administrative Code Division, Index Department, Office of the Secretary of State, by July 1, 1993.
- 5) Pursuant to Section 5-155 of the Illinois Administrative Procedure Act, the following changes in the above named rules are made:

IAPA Citation Conversions:

Existing Cite

New Cite

Section/ Subsection No.	IAPA Citation Conversions: Existing Cite	New Cite
	Ill. Rev. Stat. 1981, ch. 127, par. 1001 et seq.	Ill. Rev. Stat. 1991, ch. 127, par. 1001 et seq.

Sec. 11

Sec. 10-35

These changes have been made to the rules on file with the Administrative Code Division of the Index Department, Office of the Secretary of State. These changes do not affect the validity of the rules nor the date on which they become effective.

LABOR, ILLINOIS DEPARTMENT OF
NOTICE PURSUANT TO P.A. 87-823

1) Heading of the Part: Rules and Regulations Relating to the
Regulation of Private Employment
Agencies

2) Code Citation: 68 Ill Adm Code 680

3) Sections: 680.225; 680.230

4) The Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, par. 1001-1 et seq.) [5 ILCS 100/1-1 et seq.], as amended pursuant to P.A. 87-823, effective July 1, 1992, requires each Agency to integrate all renumbered citations to the Act in their rules on file with the Administrative Code Division, Index Department, Office of the Secretary of State, by July 1, 1993.

5) Pursuant to Section 5-155 of the Illinois Administrative Procedure Act, the following changes in the above named rules are made:

IAPA Citation Conversions:		
Section/ Subsection No.	Existing Cite	New Cite
680.225	Sec. 3.02	Sec. 1-30
	Ill. Rev. Stat. 1979, ch. 127, par. 1003.02	Ill. Rev. Stat. 1991, ch. 127, pars. 1001-30
680.230 a)	Ill. Rev. Stat. 1979, ch. 127, par. 1004(a)(1)	Ill. Rev. Stat. 1991, ch. 127, par. 1005-10 (a)(i)
680.230 q)(9)H)	Sec. 15	Sec. 10-60
	Ill. Rev. Stat. 1979, ch. 127, par. 1015	Ill. Rev. Stat. 1991, ch. 127, par. 1010-60

These changes have been made to the rules on file with the Administrative Code Division of the Index Department, Office of the Secretary of State. These changes do not affect the validity of the rules nor the date on which they become effective.

These changes have been made to the rules on file with the Administrative Code Division of the Index Department, Office of the Secretary of State. These changes do not affect the validity of the rules nor the date on which they become effective.

PROCLAMATION**93-373****SPECIAL SESSION - CHICAGO PUBLIC SCHOOLS**

Whereas, children in the Chicago Public School system are scheduled to return to the classroom on September 8, 1993; and Whereas, Illinois law requires the Chicago Board of Education to have a balanced budget for the coming year before the schools can officially open, the only school district in the state so required; and

Whereas, the Chicago Board of Education still faces a shortfall of approximately \$325 million in its proposed budget for the 1993-94 fiscal year; and

Whereas, action by the General Assembly is needed to give the Chicago Board of Education the flexibility it needs to close its budget gap without additional state resources;

Therefore, pursuant to Article IV, Section 5(b) of the Illinois Constitution of 1970, I, Jim Edgar, Governor of the State of Illinois, hereby call and convene the 88th General Assembly in special session to commence at noon on September 2, 1993, to consider the following bills: House Bill 242, House Bill 1507, or any other legislation (new bill or pending), which will address the ability of the Chicago public schools to open promptly.

Issued by the Governor August 27, 1993.

Filed with the Secretary of State August 27, 1993.

93-374**COMMUNITY EDUCATION WEEK**

Whereas, public education is a community enterprise, and everyone in the community has a stake in the mission of educating all individuals in all families--adults and children alike; and Whereas, local citizens have a right and a responsibility to be involved in deciding how the educational resources of the community should be used; and

Whereas, each community should promote effective use of community resources in all educational institutions to provide educational opportunities for learners of all ages and backgrounds and especially to facilitate the development of a literate population; and

Whereas, the goal of community education is to promote citizen involvement, lifelong learning, educational partnerships, and an improved quality of life; and

Whereas, during the week of October 10-16, the Illinois Association for Family and Community Education will promote its educational programs such as Children's Issues, Children and Television, Environment, and Literacy, which are available to

communities throughout the state;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 10-16, 1993, as COMMUNITY EDUCATION WEEK in Illinois.

Issued by the Governor August 9, 1993.

Filed with the Secretary of State August 27, 1993.

93-375**RICHARD H. MOY DAY**

Whereas, Richard H. Moy, M.D., is retiring as the founding Dean and Provost of the Southern Illinois University School of Medicine after more than 23 years of exemplary service; and

Whereas, Dean Moy is a native of Naperville and earned both bachelor's and medical degrees at the University of Chicago, served at the National Cancer Institute, returned to Chicago for his internal medicine residency and U.S. Public Health Service Fellowship, and subsequently rose to the rank of associate professor in medicine at the University of Chicago; and Whereas, he was named dean of the state's downstate medical school in December 1969 and was at the time the country's youngest dean at age 38 and now is the senior ranking dean among deans of the 126 U.S. medical schools; and

Whereas, Dean Moy started SIU's new school, as one of 20-some community-based schools begun in the 1960s and 70s to meet a projected physician shortage, and set about assembling a talented and dedicated faculty in Springfield and Carbondale who worked together to redesign the medical school curriculum; and

Whereas, Dean Moy has served in many capacities with the Association of American Medical Colleges and has been on the Board of Directors of the Health Care Service Corporation (Blue Cross/Blue Shield) since 1971; and Whereas, Dean Moy has been active in countless national and state organizations to increase the quality and funding of medical education and has been recognized with awards from the Society of Teachers of Family Medicine, the Illinois State Academy of Science, the University of Chicago Medical Alumni Association, the Southern Illinois University at Carbondale Alumni Association, and the Lincoln Academy of Illinois; and Whereas, a 1990 study indicated that the presence of the SIU School of Medicine, under Dean Moy's leadership, accounted for \$327 million in economic impact, with \$166 million of that in Sangamon County, creating more than 3,000 jobs locally;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 30, 1993, as RICHARD H. MOY DAY in Illinois. Issued by the Governor August 19, 1993.

Filed with the Secretary of State August 27, 1993.

93-376 DR. EDWIN ARCHIBALD LEE SR. DAY

Whereas, Dr. Edwin Archibald Lee was born in Sunflower County, Mississippi, on January 12, 1914, to Hattie Isabel Kincade Lee and John Baptist Lee; and

Whereas, Dr. Lee received his medical degree from Meharry Medical College of Nashville, Tennessee, in 1941 and married Ms. Geraldine Dubisson in the same year; and

Whereas, after serving more than three years in the U.S. Army Medical Corps, earning the rank of Major, and a surgical residency, Dr. and Mrs. Lee moved to Springfield, Illinois, where he entered private practice in surgery and family medicine in 1949; and

Whereas, Dr. Lee received numerous awards and honors including the Copley First Citizen Award in 1972, membership in Alpha Omega Alpha Medical Honor Society Fraternity in 1978, Omega Psi Phi Fraternity Service Award in 1978, and an Honorary Doctorate of Humane Letters from Sangamon State University in 1993; and

Whereas, Dr. Lee served as president of the Springfield Chapter of Frontiers International, which he founded; founder, board member and president of Peoples National Bank; founder, J.B. Lee Farms, Inc.; and president of Springfield Board of Education, District 186; and

Whereas, he was also a member of the Springfield Urban League, Sangamon State University Foundation, Meharry Medical Class of 1941, Illinois State Medical Society, and the NAACP, and a trustee of the Zion Missionary Baptist Church;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 7, 1993, as DR. EDWIN ARCHIBALD LEE SR. DAY in Illinois in memory of this fine physician and community member.

Issued by the Governor August 20, 1993.
Filed with the Secretary of State August 27, 1993.

93-377 FIREFIGHTERS APPRECIATION MONTH

"Not a gift of a cow, nor a gift of land, nor yet a gift of food, is so important as the gift of safety, which is declared to be the great fit among all gifts in this world" Panchatantra (c. 5th century)

Whereas, firefighters are prepared to sacrifice their lives at all times in their professional service to their communities; and

Whereas, their immense contributions, both of personal risk and time devoted to public service, need to be acknowledged; and

Whereas, last year, firefighters in more than 100 Illinois

Communities raised and donated more than \$200,000 to the Muscular Dystrophy Association (MDA);

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 1, 1993 as FIREFIGHTERS APPRECIATION MONTH in Illinois in conjunction with MDA's recognition of their efforts. Issued by the Governor August 20, 1993.

Filed with the Secretary of State August 27, 1993.

93-378 URUGUAY DAY

Whereas, August 25th is the 168th anniversary of independence of Uruguay, a nation whose goals and objectives of freedom and democracy for its people are similar to those of the United States; and

Whereas, these two countries also share a long history of commercial ties, including Uruguay's invaluable assistance to the City of Chicago after its devastating fire in 1871; and

Whereas, as a trading partner with this country, Uruguay encourages the development of its resources, the enhancement of its agri-business, and the expansion of its industry to our mutual benefit;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 25, 1993, as URUGUAY DAY in Illinois in celebration of this significant date in its history.

Issued by the Governor August 20, 1993.

Filed with the Secretary of State August 27, 1993.

93-379 DR. DUANE ELBERT COMMENDED

Whereas, E., Duane Elbert, Ph.D., has faithfully and diligently served the citizens of the State of Illinois as State Historian since August 1, 1991; and

Whereas, during his tenure, Dr. Elbert has greatly increased the awareness, appreciation, and understanding of Illinois history among the citizens of the state; and

Whereas, Dr. Elbert has also guided the Illinois State Historical Society as Executive Director for more than two years, greatly expanding its efforts to preserve and disseminate Illinois history; and

Whereas, Dr. Elbert will return to his first love and long-standing avocation, teaching history to some of this state's brightest and most promising future historian at Eastern Illinois University;

Therefore, I, Jim Edgar, Governor of the State of Illinois, commend Dr. Duane Elbert for his service to this state as its State Historian, for his guidance to the Illinois State

Historical Society, and for the strong influence he has had on many young minds and will continue to have as Professor of History at Eastern Illinois University. I extend to Dr. Elbert my personal gratitude and best wishes for the future.

Issued by the Governor August 24, 1993.
Filed with the Secretary of State August 27, 1993.

93-380

5 A DAY WEEK

Whereas, the U.S. Department of Health and Human Services has established the "5 A Day" nutrition program, which has been approved and recommended by the National Cancer Institute; and Whereas, the 5 A Day plan encourages Americans to eat at least five servings of fruits or vegetables daily to help maintain good health; and Whereas, leading health authorities recommend that everyone should eat a diet low in fat and cholesterol that includes plenty of fruits and vegetables; and Whereas, most fresh fruits and vegetables are an important part of a good diet and supply a variety of healthy nutrients;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 12-18, 1993, as 5 A DAY WEEK in Illinois and urge all citizens to participate in this health endeavor.

Issued by the Governor August 24, 1993.
Filed with the Secretary of State August 27, 1993.

93-381
PARLIAMENT OF WORLD RELIGIONS DAY

Whereas, the 1993 Parliament of the World's Religions will be held in Chicago August 28-September 5, 1993; and

Whereas, the 1993 Parliament will commemorate the 1893 World's Parliament of Religions, which was held during the Columbian Exposition in Chicago, and was the first time in history in which the world's great religions met in one time and in one place; and

Whereas, thousands of religious and spiritual leaders and others from every religion on earth will come to the 1993 Parliament in a centennial celebration of the 1893 Parliament to increase our understanding and acceptance and cooperation among the people of the world; and

Whereas, the 1993 Parliament will be the greatest meeting of religious and spiritual leaders history has known, raising the hopes of people everywhere that it will work to make a better world for humanity today and our children tomorrow;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 28, 1993, as PARLIAMENT OF WORLD RELIGIONS DAY in

Illinois.
Issued by the Governor August 24, 1993.
Filed with the Secretary of State August 27, 1993.

93-382

WEEK OF UNITY

Whereas, the fabric of our society is made stronger through good relations between people of different races and ethnic groups; and

Whereas, the City of Chicago has many groups and organizations working to bring people together through work, play, education, prayer, and civic activities; and Whereas, the Chicago Commission on Human Relations and the Human Relations Foundation (a supporting organization of the Chicago Community Trust), in coordination with other organizations throughout the city, will celebrate a "Week of Unity" August 22-29; and

Whereas, civic, religious, and corporate leaders, as well as many others, will join in support of unity, peace, and justice at various events to be held throughout the week;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 22-29, 1993, as WEEK OF UNITY in Illinois in recognition of the significant role human relations plays in the future of our nation.

Issued by the Governor August 24, 1993.
Filed with the Secretary of State August 27, 1993.

ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF (CONT'D)
 77 Ill. Adm. Code 2080 Tripartite Prescription Control Program (P-1367/92; O-1669/92; M-11872;
 A-11424)

ACTION CODES	
P - Adopted Rule	Proposed Rule
AR - Adopted Repealer	Prohibited Filing Order by JCAR*
C - Notice of Corrections	Peremptory or Court Ordered Rules
CC - Codification Changes	Proposed Repealer
E - Emergency Rule	Refusal to meet JCAR Objection
ER - Emergency Repeater	Statement of Recommendation
M - Modification to meet JCAR objections	Suspension ordered by JCAR
O - JCAR Statement of Objections	Withdrawal to meet JCAR
RQ - Request for Correction	Objections
EC - Expedited Corrections	*Joint Committee on Administrative Rules

ATTORNEY GENERAL 4 Ill. Adm. Code 125	Americans With Disabilities Act Grievance Procedure (P-2283/92; A-1811)
AUDITOR GENERAL 4 Ill. Adm. Code 1125	Americans With Disabilities Act Grievance Procedure (P-4523; A-11435)
BANKS AND TRUST COMPANIES, COMMISSIONER OF 4 Ill. Adm. Code 375	Americans With Disabilities Act Grievance Procedure (A-15976/92; CC-1673)
CAPITAL DEVELOPMENT BOARD 4 Ill. Adm. Code 725	Americans With Disabilities Act Grievance Procedure (A-11432/92; CC-1673)
71 Ill. Adm. Code 500	Asbestos Abatement Authority Act Procedures (P-3917)
CARNIVAL-AMUSEMENT SAFETY BOARD 56 Ill. Adm. Code 6000	Carnival & Amusement Ride Inspection Law (P-3922; RC-14185)
CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF 44 Ill. Adm. Code 5000	Acquisition, Management & Disposal of Real Property (P-11378/92; A-1006) (P-2105; A-1075) (E-2361)
80 Ill. Adm. Code 303	Conditions of Employment (P-19285/92; A-5587)
74 Ill. Adm. Code 900	Joint Rules of the Comptroller & the Dept. of Central Management Services;Prompt Payment (P-10677) (E-11168)
80 Ill. Adm. Code 2160	Local Government Health Plan (P-3577; A-11441)
80 Ill. Adm. Code 302	Merit & Fitness (P-17187/92; A-3169)
80 Ill. Adm. Code 310	Pay Plan (P-191; C-672; A-13409) (P-13679/92; A-238) (PP-498) (P-13179/92; A-590) (P-14001/92; A-1819) (P-18139/92; A-6441) (P-7605) (P-12481) (E-12900) (P-13657) (E-13789) (P-14314) (E-14666)
80 Ill. Adm. Code 2650	Solicitation for Charitable Payroll Deductions (P-2449)
44 Ill. Adm. Code 1	Standard Procurement (P-12808/92; A-600) (P-3926; A-14576)
CHILDREN AND FAMILY SERVICES, DEPARTMENT OF 89 Ill. Adm. Code 304	Access to & Eligibility for Child Welfare Services (P-7545/92; A-251)
89 Ill. Adm. Code 336	Appeal of Child Abuse & Neglect Investigation Findings (P-7963/92; A-1026)
89 Ill. Adm. Code 434	Audits, Reviews & Investigations (P-7115)
89 Ill. Adm. Code 330	Child Custody Investigations & Supervision Related to Custodian or Visitation Judgements (P-1259; A-11457)
89 Ill. Adm. Code 377	Facilities & Programs Exempt from Licensure (P-7553/92; A-259)
89 Ill. Adm. Code 354	Facility Amusement Funds (PR-8099)
89 Ill. Adm. Code 407	Licensing Standards for Day Care Centers (P-11955)
89 Ill. Adm. Code 406	Licensing Standards for Day Care Homes (P-11964)
89 Ill. Adm. Code 402	Licensing Standards for Foster Family Homes (P-11707/92; A-267)
89 Ill. Adm. Code 408	Licensing Standards for Group Day Care Homes (P-11976)
89 Ill. Adm. Code 378	Multiple Licensure (PR-7561/92; AR-272)
89 Ill. Adm. Code 356	Rate Setting (P-10679)
ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF 4 Ill. Adm. Code 500	Americans With Disabilities Act Grievance Procedure (A-11426/92; CC-1673)
77 Ill. Adm. Code 2090	Subacute Alcoholism & Substance Abuse Treatment Services (P-8599)

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100.110	am	(P-2867; A-10414)	100.710	am
100.120	am	(P-2867; A-10414)	100.740	am
100.130	am	(P-2867; A-10414)	100.800	am
100.140	am	(P-2867; A-10414)	100.810	am
100.150	am	(P-2867; A-10414)	100.820	am
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100.300	am	(P-2867; A-10414)	100.1200	am
100.310	am	(P-2867; A-10414)	100.1210	am
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100.330	am	(P-2867; A-10414)	II.A	am
100.335	am	(P-2867; A-10414)	100.Ap.B	
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100.350	am	(P-2867; A-10414)	II.I	n
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100.510	am	(P-2867; A-10414)	210.500	(CC-5965) (P-13268)
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100.545	am	(P-2867; A-10414)	220.200	(CC-5971) (P-13307)
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100.610	am	(P-2867; A-10414)	220.285	(CC-5971) (P-13307)
100.620	am	(P-2867; A-10414)	220.300	(CC-5971) (P-13307)
100.640	am	(P-2867; A-10414)	220.450	(CC-5971) (P-13307)
100.650	am	(P-2867; A-10414)	220.500	(CC-5971) (P-13307)

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220.600	(CC-5969) (P-13294)	260.1300	am (P-13233)
220.700	(CC-5969) (P-13294)	260.1300	am (P-13233)
220.700	am	260.Ex.A	(CC-5960)
220.700	(CC-5971) (P-13307)	260.Ex.B	(CC-5960)
220.780	(CC-5971) (P-13307)	260.Ex.C	(P-13233)
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220.800	am	260.Ex.D	(P-13233)
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220.950	(CC-5971) (P-13307)	300.300	r (P-11391/92; A-1511)
220.1000	(CC-5971) (P-13307)	300.400	am (P-11391/92; A-1511)
220.1100	(CC-5971) (P-13307)	300.Ap.A	r (P-11391/92; A-1511)
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220.1200	(CC-5971) (P-13307)	550.TB.A	am (A-9986)
220.1250	am	825.110	(CC-8092)
220.1300	(CC-5971) (P-13307)	951.	(CC-13227)
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220.Ex.B	am	1270.110	n (A-14659)
220.Ex.C	r	1270.120	n (A-14659)
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220.Ex.I	am	1270.420	n (A-14659)
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230.600	(CC-5967) (P-13274)		
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230.800	(CC-5967) (P-13274)		
230.900	am		
230.1000	(CC-5967) (P-13274)		
230.Ex.A	(CC-5967) (P-13274)		
230.Ex.B	(CC-5967) (P-13274)		
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240.400	am		
240.450	am		

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205.270	n	(P-3594) (E-6859; O-8085)
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205.350	n	(P-3594) (E-6859; O-8085)
205.360	n	(P-3594) (E-6859; O-8085)
205.370	n	(P-3594) (E-6859; O-8085)
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205.430	n	(P-3594) (E-6859; O-8085)
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205.540	n	(P-3594) (E-6859; O-8085)
205.550	n	(P-3594) (E-6859; O-8085)
205.560	n	(P-3594) (E-6859; O-8085)
205.570	n	(P-3594) (E-6859; O-8085)
205.580	n	(P-3594) (E-6859; O-8085)
205.590	n	(P-3594) (E-6859; O-8085)
205.600	n	(P-3594) (E-6859; O-8085)
205.610	n	(P-3594) (E-6859; O-8085)
205.620	n	(P-3594) (E-6859; O-8085)
205.650	n	(P-3594) (E-6859; O-8085)
205.660	n	(P-3594) (E-6859; O-8085)
205.670	n	(P-3594) (E-6859; O-8085)
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205.690	n	(P-3594) (E-6859; O-8085)
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205.710	n	(P-3594) (E-6859; O-8085)
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509.210	am	(P-6955/92; A-3649)
509.220	am	(P-6955/92; A-3649)
509.230	am	(P-6955/92; A-3649)
509.240	r	(P-6955/92; A-3649)
509.250	r	(P-6955/92; A-3649)
509.260	r	(P-6955/92; A-3649)
509.265	r	(P-6955/92; A-3649)
509.270	am	(P-6746; A-13612)
510.30	am	(P-6746; A-13612)
510.200	am	(P-4155; A-12423)
510.220	am	(P-1728; A-12437)
1303.70	am	(P-2439/92; A-3034)
1305.120	r	(P-2439/92; A-3034)
1305.130	r	(P-2439/92; A-3034)
1305.140	am	(P-2439/92; A-3034)
1318.30	am	(P-12271)
1402.20	am	(P-11372)
1402.30	am	(P-11372)
1402.50	am	(P-11372)
1402.70	am	(P-11372)

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178.150	n (P-13672)	170.30 (P-4622; A-10795)	710.50 am
1770.110	am (P-16738/92; C-8074)	178.155 (P-13672)	550.10 am
1770.170	am (P-16738/92; C-8074)	178.160 (P-13672)	550.20 am
1770.190	am (P-16738/92; C-8074)	178.165 (P-13672)	550.30 am
TITLE 14		178.170 (P-13672)	570.20 am
150.20	am (P-4167; A-11571)	178.175 (P-13672)	570.30 am
150.200	am (P-4167; A-11571)	178.180 (P-13672)	570.40 am
150.210	am (P-4167; A-11571)	178.185 (P-13672)	570.40 am
150.220	am (P-4167; A-11571)	510.20 am (P-14318)	590.10 am (P-4611; A-10785)
150.240	am (P-4167; A-11571)	510.50 am (P-14318)	590.20 am (P-4554)
150.305	r (P-4167; A-11571)	510.60 am (P-14318)	590.25 am (P-4554)
150.400	n (A-11571)	510.70 am (P-14318)	590.26 am (P-4554)
150.405	am (P-4167; A-11571)	510.80 am (P-14318)	590.30 am (P-4554)
150.420	am (P-4167; A-11571)	510.85 am (P-14318)	590.40 am (P-4554)
150.435	am (P-4167; A-11571)	520.520 n (P-9791)	590.50 am (P-4554)
150.470	am (P-4167; A-11571)	520.920 am (P-13691/92; A-1837)	590.50 am (P-4554)
150.510	am (P-4167; A-11571)	520.1020 am (P-13691/92; A-1837)	650.20 am (P-4718; A-13468)
150.520	am (P-4167; A-11571)	1230.100 n (P-9222/92; A-1837)	650.21 am (P-4718; A-13468)
150.620	am (P-4167; A-11571)	1230.110 n (P-9222/92; A-1839)	650.30 am (P-4718; A-13468)
150.621	n (P-4167; A-11571)	1230.200 n (P-9222/92; A-1839)	650.40 am (P-4718; A-13468)
150.700	n (P-4167; A-11571)	1230.210 n (P-9222/92; A-1839)	650.50 am (P-4718; A-13468)
150.705	n (P-4167; A-11571)	1230.300 n (P-9222/92; A-1839)	650.60 am (P-4718; A-13468)
150.710	n (P-4167; A-11571)	1230.310 n (P-9222/92; A-1839)	650.65 n (P-4718; A-13468)
150.720	n (P-4167; A-11571)	1230.400 n (P-9222/92; A-1839)	660.20 am (P-4742; A-10865)
170.20	am (P-13784/92; A-427)	1230.500 n (P-9222/92; A-1839)	660.22 n (P-4742; A-10865)
178.10	n (P-13672)	1230.510 n (P-9222/92; A-1839)	660.30 am (P-4742; A-10865)
178.15	n (P-13672)	1230.520 n (P-9222/92; A-1839)	660.40 am (P-4742; A-10865)
178.20	n (P-13672)	1230.530 n (P-9222/92; A-1839)	660.45 am (P-4742; A-10865)
178.25	n (P-13672)	1230.540 n (P-9222/92; A-1839)	660.50 am (P-4742; A-10865)
178.30	n (P-13672)		670.10 am (P-15265/92; A-286)
178.35	n (P-13672)		TITLE 17
178.40	n (P-13672)	220.30 am (P-19993/92; A-6760)	(P-4698; A-13452)
178.45	n (P-13672)	220.60 am (P-19993/92; A-6760)	(P-4698; A-13452)
178.50	n (P-13672)	370. (CC-8091)	670.20 am (P-4698; A-13452)
178.55	n (P-13672)	390. (CC-8090)	670.30 am (P-4698; A-13452)
178.60	n (P-13672)	510.10 am (P-4601; A-10775)	670.50 am (P-4698; A-13452)
178.100	n (P-13672)	530.10 am (P-7138)	670.60 am (P-15265/92; A-286)
178.105	n (P-13672)	530.20 am (P-7138)	(P-4698; A-13452)
178.110	n (P-13672)	530.70 am (P-7138)	(P-4698; A-13452)
178.115	n (P-13672)	530.80 am (P-7138)	(P-4698; A-13452)
178.120	n (P-13672)	530.90 am (P-7138)	(P-4698; A-13452)
178.125	n (P-13672)	530.100 am (P-7138)	(P-4698; A-13452)
178.130	n (P-13672)	530.105 am (P-7138)	(P-4698; A-13452)
178.135	n (P-13672)	530.110 am (P-7138)	(P-4698; A-13452)
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178.145	n (P-13672)	530.120 am (P-7138)	(P-4698; A-13452)

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4000.150	am	(P-12005)	1230.30 am
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4000.170	am	(P-12005)	1230.50 #,am
4000.210	am	(P-12005)	1230.60 n
4000.220	am	(P-12005)	1230.70 n
4000.230	r	(P-12005)	1230.80 n
4000.240	am	(P-12005)	1230.90 #, am
4000.250	am	(P-12005)	1230.100 n
4000.260	am	(P-12005)	1230.Ex.A r
4000.270	am	(P-12005)	1230.Ex.B r
4000.280	n	(P-12005)	1235.20 am
4000.310	r	(P-12005)	1235.30 am
4000.320	r	(P-12005)	
4000.410	r	(P-12005)	
4000.415	n	(P-12005)	
4000.420	r	(P-12005)	
4000.425	n	(P-12005)	
4000.430	r	(P-12005)	
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4000.450	r	(P-12005)	
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	451.220	am	(P-12062)
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211.6150 n	(P-4782)
211.6170 n	(P-12491)
211.6190 n	(P-4782)
211.6210 n	(P-4782)
211.6230 n	(P-4782)
211.6250 n	(P-12491)
211.6270 n	(P-4782)
211.6290 n	(P-4782)
211.6310 n	(P-4782)
211.6330 n	(P-4782)
211.6350 n	(P-4782)
211.6370 n	(P-4782)
211.6390 n	(P-4782)
211.6410 n	(P-4782)
211.6430 n	(P-4782)
211.6450 n	(P-4782)
211.6470 n	(P-4782)
211.6490 n	(P-4782)
211.6510 n	(P-4782)
211.6530 n	(P-12491)
211.6550 n	(P-12491)
211.6570 n	(P-4782)
211.6590 n	(P-4782)
211.6610 n	(P-4782)
211.6630 n	(P-12491)
211.6650 n	(P-12491)
211.6670 n	(P-4782)
211.6690 n	(P-4782)
211.6710 n	(P-12491)
211.6730 n	(P-4782)
211.6750 n	(P-4782)
211.6770 n	(P-4782)
211.6790 n	(P-4782)
211.6810 n	(P-4782)
211.6830 n	(P-12491)
211.6850 n	(P-4782)
211.6870 n	(P-4782)
211.6890 n	(P-4782)
211.6910 n	(P-4782)
211.6930 n	(P-4782)
211.6950 n	(P-4782)
211.6970 n	(P-4782)
211.6990 n	(P-4782)
211.7010 n	(P-4782)
211.7030 n	(P-4782)
211.7050 n	(P-12491)
211.7070 n	(P-4782)
211.7090 n	(P-4782)
211.7110 n	(P-4782)
211.7130 n	(P-4782)
211.7150 n	(P-4782)
211.7170 n	(P-4782)
211.7190 n	(P-4782)
211.7210 n	(P-4782)
211.7230 n	(P-4782)
211.7250 n	(P-4782)
211.7270 n	(P-4782)
211.7290 n	(P-4782)
211.7310 n	(P-4782)
211.7330 n	(P-4782)
211.7350 n	(P-4782)
218.100 am	(P-4905)
218.101 r	(P-4905)
218.101 n	(P-4905)
218.102 am	(P-4905)
218.103 am	(P-4905)
218.104 am	(P-4905)
218.105 am	(P-4905)
218.111 am	(P-4905)
218.116 am	(P-4905) (P-12508)
218.117 am	(P-4905) (P-12508)
218.113 n	(P-12508)
218.119 am	(P-4905)
218.110 am	(P-4905)
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218.125	r (P-4905)	218.461 am (P-4905)	218.644 # (P-4905)
218.126	r (P-4905)	218.462 am (P-4905)	218.644 am (P-4905)
218.141	am (P-4905)	218.463 am (P-4905)	218.644 am (P-4905)
218.143	am (P-4905)	218.464 am (P-4905)	218.660 n (P-12508)
218.144	am (P-4905)	218.465 r (P-4905)	218.666 n (P-12508)
218.144	am (P-4905)	218.466 r (P-4905)	218.667 n (P-12508)
218.181	am (P-4905)	218.480 am (P-4905)	218.668 n (P-12508)
218.182	am (P-4905)	218.481 am (P-4905)	218.670 n (P-12508)
218.183	am (P-4905)	218.482 am (P-4905)	218.672 n (P-12508)
218.184	am (P-4905)	218.483 am (P-4905)	218.680 n (P-12508)
218.185	r (P-4905)	218.485 am (P-4905)	218.686 n (P-12508)
218.186	am (P-4905)	218.486 am (P-4905)	218.688 n (P-12508)
218.204	am (P-4905)	218.487 am (P-4905)	218.690 n (P-12508)
218.205	am (P-4905)	218.489 am (P-4905)	218.692 n (P-12508)
218.206	am (P-4905)	218.521 r (P-4905)	218.875 # (P-4905)
218.207	am (P-4905)	218.525 am (P-4905)	218.877 # (P-4905)
218.208	am (P-4905)	218.527 r (P-4905)	218.879 r (P-4905)
218.209	am (P-4905)	218.541 am (P-4905)	218.881 r (P-4905)
218.210	am (P-4905)	218.562 am (P-4905)	218.883 r (P-4905)
218.211	am (P-4905; C-6520)	218.581 am (P-4905)	218.886 # (P-4905)
218.301	am (P-4905; C-6520)	218.582 am (P-4905)	218.920 am (P-4905) (P-12508)
218.302	am (P-4905; C-6520)	218.583 am (P-4905)	218.923 am (P-4905)
218.303	am (P-4905; C-6520)	218.584 am (P-4905)	218.926 am (P-4905) (P-12508)
218.304	am (P-4905; C-6520)	218.585 am (P-4905)	218.927 am (P-4905)
218.401	am (P-4905; C-6520)	218.586 am (P-4905)	218.928 am (P-4905)
218.402	am (P-4905) (P-12508)	218.601 am (P-4905)	218.940 am (P-4905) (P-12508)
218.403	am (P-4905)	218.602 am (P-4905)	218.943 am (P-4905)
218.404	am (P-4905)	218.603 am (P-4905)	218.946 am (P-4905) (P-12508)
218.405	am (P-4905)	218.604 r (P-4905)	218.947 am (P-4905)
218.421	am (P-4905)	218.605 r (P-4905)	218.960 am (P-4905)
218.422	am (P-4905)	218.606 r (P-4905)	218.963 am (P-4905)
218.423	am (P-4905)	218.608 am (P-4905)	218.964 am (P-4905)
218.424	am (P-4905)	218.609 am (P-4905)	218.966 am (P-4905)
218.425	am (P-4905)	218.610 am (P-4905)	218.980 am (P-4905) (P-12508)
218.426	am (P-4905)	218.611 am (P-4905)	218.983 am (P-4905)
218.427	am (P-4905)	218.612 r (P-4905)	218.986 am (P-4905) (P-12508)
218.428	am (P-4905)	218.613 r (P-4905)	218.987 am (P-4905)
218.429	am (P-4905)	218.620 am (P-4905)	218.988 am (P-4905)
218.430	r (P-4905)	218.621 am (P-4905)	218.990 am (P-4905)
218.441	am (P-4905)	218.623 am (P-4905)	218.991 # (P-4905)
218.443	am (P-4905)	r (P-12508) (P-4905)	218.992 am (P-4905) (P-12508)
218.445	am (P-4905)	218.624 am (P-4905)	218.986 am (P-4905) (P-12508)
218.446	am (P-4905)	218.628 am (P-4905)	218.987 am (P-4905)
218.447	am (P-4905)	218.636 am (P-4905)	218.988 am (P-4905)
218.449	am (P-4905)	218.637 am (P-4905)	218.990 am (P-4905)
218.450	am (P-4905)	218.640 # (P-4905)	218.991 am (P-4905) (P-12508)
218.452	am (P-4905)	218.640 am (P-4905)	218.992 am (P-4905) (P-12508)
			219.421 am (P-5169)

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219.423	am (P-5169)	219.606	r (P-5169)
219.424	am (P-5169)	219.608	am (P-5169)
219.425	am (P-5169)	219.609	am (P-5169)
219.426	am (P-5169)	219.610	am (P-5169)
219.427	am (P-5169)	219.611	am (P-5169)
219.427	am (P-5169)	219.612	r (P-5169)
219.428	am (P-5169)	219.613	r (P-5169)
219.429	am (P-5169)	219.620	am (P-5169)
219.430	r (P-5169)	219.621	am (P-5169)
219.441	am (P-5169)	219.623	am (P-5169)
219.443	am (P-5169)	219.624	am (P-5169)
219.445	am (P-5169)	219.628	am (P-5169)
219.446	am (P-5169)	219.636	am (P-5169)
219.447	am (P-5169)	219.637	am (P-5169)
219.449	am (P-5169)	219.640	# (P-5169)
219.450	am (P-5169)	219.642	am (P-5169)
219.452	am (P-5169)	219.642	# (P-5169)
219.453	r (P-5169)	219.644	# (P-5169)
219.461	am (P-5169)	219.644	am (P-5169)
219.462	am (P-5169)	219.875	# (P-5169)
219.463	am (P-5169)	219.877	# (P-5169)
219.464	am (P-5169)	219.879	r (P-5169)
219.465	r (P-5169)	219.881	r (P-5169)
219.466	r (P-5169)	219.883	r (P-5169)
219.480	am (P-5169)	219.886	# (P-5169)
219.481	am (P-5169)	219.920	am (P-5169)
219.482	am (P-5169)	219.923	am (P-5169)
219.483	am (P-5169)	219.926	am (P-5169)
219.485	am (P-5169)	219.927	am (P-5169)
219.486	am (P-5169)	219.928	am (P-5169)
219.487	am (P-5169)	219.940	am (P-5169)
219.489	am (P-5169)	219.943	am (P-5169)
219.521	r (P-5169)	219.946	am (P-5169)
219.525	am (P-5169)	219.947	am (P-5169)
219.527	r (P-5169)	219.948	am (P-5169)
219.541	am (P-5169)	219.960	am (P-5169)
219.562	am (P-5169)	219.963	am (P-5169)
219.581	am (P-5169)	219.966	am (P-5169)
219.582	am (P-5169)	219.967	am (P-5169)
219.583	am (P-5169)	219.968	am (P-5169; C-6539)
219.584	am (P-5169)	219.980	am (P-5169)
219.585	am (P-5169)	219.983	am (P-5169)
219.586	am (P-5169) (E-8295)	219.986	am (P-5169)
219.601	am (P-5169)	219.987	am (P-5169)
219.602	am (P-5169)	219.988	am (P-5169)
219.603	am (P-5169)	219.990	am (P-5169)
219.604	r (P-5169)	219.991	am (P-5169)
		254.203	n (P-17195/92; A-7782)
		254.204	n (P-17195/92; A-7782)
		254.301	n (P-17195/92; A-7782)
		254.302	n (P-17195/92; A-7782)
		254.303	n (P-17195/92; A-7782)
		254.304	n (P-17195/92; A-7782)
		254.305	n (P-17195/92; A-7782)
		254.306	n (P-17195/92; A-7782)
		254.401	n (P-17195/92; A-7782)
		254.402	n (P-17195/92; A-7782)
		254.403	n (P-17195/92; A-7782)
		254.404	n (P-17195/92; A-7782)
		307.1103	am (P-9803)
		307.2400	am (P-9803)
		307.2402	am (P-9803)
		307.2403	am (P-9803)
		307.2404	am (P-9803)
		307.2405	am (P-9803)
		307.2406	am (P-9803)
		307.2409	am (P-9803)
		307.2491	am (P-9803)
		320.101	n (P-2469; A-11461)
		320.102	n (P-2469; A-11461)
		320.103	n (P-2469; A-11461)
		320.104	n (P-2469; A-11461)
		320.105	n (P-2469; A-11461)
		320.201	n (P-2469; A-11461)
		320.202	n (P-2469; A-11461)
		320.203	n (P-2469; A-11461)
		320.204	n (P-2469; A-11461)
		320.301	n (P-2469; A-11461)
		320.302	n (P-2469; A-11461)
		604.101	r (P-7621; A-12648)
		604.102	r (P-7621; A-12648)
		604.103	r (P-7621; A-12648)
		605.102	r (P-7621; A-12648)
		605.109	r (P-7738; A-12780)
		611.101	am (P-2533; A-796)
		611.102	am (P-2533; A-796)
		611.110	am (P-2533; A-796)
		611.110	am (P-7629; A-12650)

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611.111 am	611.648	am	(P-2533; A-7796)	724.210	am	(P-9453)	
611.112 am	(P-2533; A-7796)	am	(P-7629; A-12650)	724.211	am	(P-9453)	
611.113 am	(P-2533; A-7796)	am	(P-2533; A-7796)	724.212	am	(P-9453)	
611.130 n	(P-2533; A-7796)	611.Ap.A	am	(P-7629; A-12650)	724.240	am	(P-9453)
611.240 am	611.Ap.E	n	(P-2533; A-7796)	724.242	am	(P-9453)	
611.280 am	611.Tb.D	#	(P-2533; A-7796)	724.243	am	(P-9453)	
611.290 am	611.Tb.D	n	(P-2533; A-7796)	724.245	am	(P-9453)	
611.297 n	(P-2533; A-7796)	611.Tb.E	n	(P-2533; A-7796)	724.247	am	(P-9453)
611.300 am	(P-2533; A-7796)	611.Tb.F	n	(P-2533; A-7796)	724.251	am	(P-9453)
611.301 am	(P-7629; A-12650)	611.Tb.G	n	(P-16970/92; A-5806)	724.321	am	(P-16970/92; A-5806)
611.350 n	(P-2533; A-7796)	611.Tb.Z	#	(P-2533; A-7796)	724.322	n	(P-16970/92; A-5806)
611.351 n	(P-2533; A-7796)	611.Tb.Z	am	(P-2533; A-7796)	724.323	n	(P-16970/92; A-5806)
611.352 n	(P-7629; A-12650)	(P-7629; A-12650)	am	(P-7629; A-12650)	724.326	am	(P-16970/92; A-5806)
611.353 n	(P-2533; A-7796)	615.105	am	(P-16465/92; A-1871)	724.328	n	(P-16831/92; A-5681)
611.354 n	(P-7629; A-12650)	616.105	am	(P-16473/92; A-1878)	724.351	am	(P-16970/92; A-5806)
611.355 n	(P-2533; A-7796)	702.181	am	(P-16924/92; A-5769)	724.352	n	(P-16970/92; A-5806)
611.356 n	(P-2533; A-7796)	703.155	am	(P-9417)	724.353	n	(P-16970/92; A-5806)
611.357 n	(P-7629; A-12650)	703.181	am	(P-9417)	724.354	am	(P-16970/92; A-5806)
611.358 n	(P-2533; A-7796)	703.183	am	(P-9417)	724.401	am	(P-16970/92; A-5806)
611.359 n	(P-2533; A-7796)	703.203	am	(P-16930/92; A-5774)	724.402	n	(P-16970/92; A-5806)
611.360 n	(P-7629; A-12650)	703.204	am	(P-16930/92; A-5774)	724.403	am	(P-16970/92; A-5806)
611.361 n	(P-2533; A-7796)	703.207	am	(P-16930/92; A-5774)	724.404	n	(P-16970/92; A-5806)
611.510 am	(P-7629; A-12650)	703.280	am	(P-9417)	724.410	am	(P-16970/92; A-5806)
611.601 am	(P-2533; A-7796)	703.Ap.A	am	(P-16930/92; A-5774)	724.414	am	(P-9453)
611.603 am	(P-7629; A-12650)	720.110	am	(P-16776/92; A-5625)	724.416	am	(P-9453)
611.609 am	(P-2533; A-7796)	720.111	am	(P-9170)	724.670	am	(P-9453)
611.611 am	(P-7629; A-12650)	721.102	am	(P-9193)	724.672	am	(P-9453)
611.600 am	(P-2533; A-7796)	721.103	am	(P-16801/92; A-5650)	724.673	am	(P-9453)
611.601 am	(P-7629; A-12650)	721.104	am	(P-16801/92; A-5650)	724.1100	n	(P-9453)
611.603 am	(P-7629; A-12650)	721.131	am	(P-9193)	724.1101	n	(P-9453)
611.521 am	(P-2533; A-7796)	721.105	am	(P-9193)	724.1102	n	(P-9453)
611.560 am	(P-7629; A-12650)	721.106	am	(P-9193)	725.101	am	(P-9245)
611.601 am	(P-7629; A-12650)	721.111	am	(P-16801/92; A-5650)	725.1113	am	(P-16831/92; A-5681)
611.603 am	(P-7629; A-12650)	721.131	am	(P-9193)	725.115	am	(P-16831/92; A-5681)
611.609 am	(P-7629; A-12650)	721.132	am	(P-9193)	725.119	n	(P-16831/92; A-5681)
611.611 am	(P-2533; A-7796)	721.Ap.B	am	(P-9193)	725.173	am	(P-9245)
611.600 am	(P-7629; A-12650)	721.Ap.G	am	(P-9193)	725.210	am	(P-9245)
611.612 am	(P-2533; A-7796)	722.134	am	(P-9445)	725.211	am	(P-9245)
611.609 am	(P-7629; A-12650)	724.101	am	(P-9453)	725.212	am	(P-9245)
611.640 am	(P-2533; A-7796)	724.113	am	(P-16970/92; A-5806)	725.240	am	(P-9245)
611.646 am	(P-7629; A-12650)	724.115	am	(P-16970/92; A-5806)	725.242	am	(P-9245)
611.646 am	(P-2533; A-7796)	724.119	n	(P-16970/92; A-5806)	725.243	am	(P-9245)
611.646 am	(P-7629; A-12650)	724.173	am	(P-16970/92; A-5806)	725.245	am	(P-9245)
611.646 am	(P-2533; A-7796)	724.173	am	(P-16970/92; A-5806)	725.247	am	(P-9245)
611.647 am	(P-2533; A-7796)	725.321	am	(P-9453)	726.204	am	(P-9245)
611.648 am	(P-7629; A-12650)	725.322	r	(P-16831/92; A-5681)	726.206	am	(P-9245)
611.649 am	(P-2533; A-7796)	725.322	n	(P-16831/92; A-5681)	726.207	am	(P-9245)
611.650 am	(P-7629; A-12650)	725.323	r	(P-16831/92; A-5681)	726.212	am	(P-9245)
611.650 am	(P-2533; A-7796)	725.324	n	(P-16831/92; A-5681)	726.219	am	(P-9245)
611.650 am	(P-7629; A-12650)	725.328	am	(P-16831/92; A-5681)	726.Ap.I	am	(P-9245)
611.650 am	(P-2533; A-7796)	725.354	am	(P-16831/92; A-5681)	728.102	am	(P-9317)
611.650 am	(P-7629; A-12650)	725.355	n	(P-16831/92; A-5681)	728.103	am	(P-16878/92; A-5727)
611.650 am	(P-2533; A-7796)	725.359	n	(P-16831/92; A-5681)	728.105	am	(P-9317)
611.650 am	(P-7629; A-12650)	725.360	n	(P-16831/92; A-5681)	728.107	am	(P-9317)

TITLE 35 (CONT'D)	728.109 am (P-9317)	n (P-9588)	739.153 n (P-9588)	811.154 n (P-9588)	811.709 am (P-8726)	1422.122 n (P-20002/92; O-8084; M-1007; A-9911)
	728.114 n (P-9317)	n (P-9588)	739.155 n (P-9588)	811.710 am (P-8726)	811.711 am (P-8726)	1422.123 n (P-20002/92; A-9911)
	728.135 am (I-16878/92; A-5727)	n (P-9588)	739.156 n (P-9588)	811.711 am (P-8726)	811.712 am (P-8726)	1422.124 n (P-20002/92; A-9911)
	728.136 n (P-9317)	(P-9317)	739.157 n (P-9588)	811.712 am (P-8726)	811.713 am (P-8726)	1422.125 n (P-20002/92; A-9911)
	728.140 n (P-9317)	(P-9317)	739.158 n (P-9588)	811.713 am (P-8726)	811.714 am (P-8726)	1422.126 n (P-20002/92; A-9911)
	728.141 am (I-16878/92; A-5727)	(P-9317)	739.159 n (P-9588)	811.714 am (P-8726)	811.715 am (P-8726)	1422.127 n (P-20002/92; A-9911)
	728.145 n (P-9317)	(P-9317)	739.160 n (P-9588)	811.715 am (P-8726)	811.Ap.B n (P-8726)	1422.Ap.A n (P-20002/92; A-9911)
	728.146 n (P-9317)	(P-9317)	739.161 n (P-9588)	811.716 am (P-8726)	813.106 am (P-16920/92; A-12409)	1422.Tb.B n (P-20002/92; A-9911)
	728.150 am (P-9317)	(P-9317)	739.162 n (P-9588)	814.101 am (P-8714)	814.101 am (P-8714)	1422.Tb.C n (P-20002/92; A-9911)
	728.Ap.B am (P-9317)	(P-9317)	739.163 n (P-9588)	814.102 am (P-8714)	814.102 am (P-8714)	1422.Ap.B n (P-20002/92; A-9911)
	728.Tb.A am (P-9317)	(P-9317)	739.164 n (P-9588)	814.103 am (P-8714)	814.103 am (P-8714)	1422.Tb.D am (P-6929)
	728.Tb.B am (P-9317)	(P-9317)	739.165 n (P-9588)	814.104 am (P-8714)	814.104 am (P-8714)	1422.Tb.E am (P-6929)
	728.Tb.F n (P-9317)	(P-9317)	739.166 n (P-9588)	814.105 am (P-8714)	814.105 am (P-8714)	1422.Tb.F am (P-6929)
	728.Tb.G n (P-9317)	(P-9317)	739.167 n (P-9588)	814.107 n (P-8714)	814.107 n (P-8714)	1422.Tb.G am (P-6929)
	728.168 am (P-8428)	(P-8428)	739.170 n (P-9588)	814.108 n (P-8714)	814.108 n (P-8714)	1422.Tb.H am (P-6929)
	738.101 am (I-16770/92; A-6190)	(P-8423)	739.171 n (P-9588)	814.302 am (P-8714)	814.302 am (P-8714)	1422.Tb.I am (P-6929)
	738.110 am (P-16770/92; A-6190)	(P-8423)	739.172 n (P-9588)	814.402 am (P-8714)	814.402 am (P-8714)	1422.Tb.J am (P-6929)
	738.117 n (P-9388)	(P-9388)	739.173 n (P-9588)	814.501 am (P-8714)	814.501 am (P-8714)	1422.Tb.K am (P-6929)
	739.100 n (P-9388)	(P-9388)	739.174 n (P-9588)	858.207 am (P-4621/92; A-4190)	858.207 am (P-4621/92; A-4190)	1422.Tb.L am (P-6929)
	739.110 n (P-9388)	(P-9388)	739.180 n (P-9588)	876. n (E-1619/92; O-18856/92; RC-18857/92; M-2438)	876. n (E-1619/92; O-18856/92; RC-18857/92; M-2438)	1422.Tb.M am (P-6929)
	739.111 n (P-9388)	(P-9388)	739.181 n (P-9588)	1420.101 am (P-19625/92; A-9947)	1420.101 am (P-19625/92; A-9947)	1422.Tb.N am (P-6929)
	739.112 n (P-9388)	(P-9388)	739.182 n (P-9588)	1420.102 am (P-19625/92; A-9947)	1420.102 am (P-19625/92; A-9947)	1422.Tb.O am (P-6929)
	739.120 n (P-9588)	(P-9588)	810.103 am (P-8702)	1420.103 n (P-19625/92; A-9947)	1420.103 n (P-19625/92; A-9947)	1422.Tb.P am (P-6929)
	739.121 n (P-9588)	(P-9588)	810.104 am (P-8702)	1420.104 n (P-19625/92; A-9947)	1420.104 n (P-19625/92; A-9947)	1422.Tb.Q am (P-6929)
	739.122 n (P-9588)	(P-9588)	811.101 am (P-8726)	1420.105 n (P-19625/92; A-9947)	1420.105 n (P-19625/92; A-9947)	1422.Tb.R am (P-6929)
	739.123 n (P-9588)	(P-9588)	811.171 am (P-8726)	1420.106 n (P-19625/92; A-9947)	1420.106 n (P-19625/92; A-9947)	1422.Tb.S am (P-6929)
	739.124 n (P-9588)	(P-9588)	811.110 am (P-8726)	1420.107 n (P-19625/92; A-9947)	1420.107 n (P-19625/92; A-9947)	1422.Tb.T am (P-6929)
	739.130 n (P-9588)	(P-9588)	811.111 am (P-8726)	1420.120 n (P-19625/92; A-9947)	1420.120 n (P-19625/92; A-9947)	1422.Tb.U am (P-6929)
	739.131 n (P-9588)	(P-9588)	811.112 n (P-8726)	1421.101 n (P-19615/92; A-10392)	1421.101 n (P-19615/92; A-10392)	1422.Tb.V am (P-6929)
	739.132 n (P-9588)	(P-9588)	811.302 am (P-8726)	1421.110 n (P-19615/92; A-10392)	1421.110 n (P-19615/92; A-10392)	1422.Tb.W am (P-6929)
	739.140 n (P-9588)	(P-9588)	811.303 am (P-8726)	1421.111 n (P-19615/92; A-10392)	1421.111 n (P-19615/92; A-10392)	1422.Tb.X am (P-6929)
	739.141 n (P-9588)	(P-9588)	811.310 am (P-8726)	1421.140 n (P-19615/92; A-10392)	1421.140 n (P-19615/92; A-10392)	1422.Tb.Y am (P-6929)
	739.142 n (P-9588)	(P-9588)	811.319 am (P-8726)	1421.141 n (P-19615/92; A-10392)	1421.141 n (P-19615/92; A-10392)	1422.Tb.Z am (P-6929)
	739.143 n (P-9588)	(P-9588)	811.701 am (P-8726)	1421.I.A n (P-19615/92; A-10392)	1421.I.A n (P-19615/92; A-10392)	1422.Tb.A am (P-6929)
	739.144 n (P-9588)	(P-9588)	811.702 am (P-8726)	1422.101 n (P-20002/92; A-9911)	1422.101 n (P-20002/92; A-9911)	1422.Tb.B re (A-4464)
	739.145 n (P-9588)	(P-9588)	811.703 am (P-8726)	1422.105 n (P-20002/92; A-9911)	1422.105 n (P-20002/92; A-9911)	1422.Tb.C re (A-4464)
	739.146 n (P-9588)	(P-9588)	811.704 am (P-8726)	1422.106 n (P-20002/92; A-9911)	1422.106 n (P-20002/92; A-9911)	1422.Tb.D re (A-4464)
	739.147 n (P-9588)	(P-9588)	811.705 am (P-8726)	1422.110 n (P-20002/92; A-9911)	1422.110 n (P-20002/92; A-9911)	1422.Tb.E re (A-4464)
	739.150 n (P-9588)	(P-9588)	811.706 am (P-8726)	1422.111 n (P-20002/92; A-9911)	1422.111 n (P-20002/92; A-9911)	1422.Tb.F re (A-4464)
	739.151 n (P-9588)	(P-9588)	811.707 am (P-8726)	1422.120 n (P-20002/92; A-9911)	1422.120 n (P-20002/92; A-9911)	1422.Tb.G re (A-4464)
	739.152 n (P-9588)	(P-9588)	811.708 am (P-8726)	1422.121 n (P-20002/92; A-9911)	1422.121 n (P-20002/92; A-9911)	1422.Tb.H re (A-4464)

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400.310	re (A-4464)	400.1340	re (A-4464)	400.1940	re (A-4464)
400.410	re (A-4464)	400.1410	re (A-4464)	400.1945	re (A-4464)
400.420	re (A-4464)	400.1420	re (A-4464)	400.1950	re (A-4464)
400.430	re (A-4464)	400.1430	re (A-4464)	400.1955	re (A-4464)
400.440	re (A-4464)	400.1440	re (A-4464)	400.1970	re (A-4464)
400.510	re (A-4464)	400.1450	re (A-4464)	400.1972	re (A-4464)
400.610	re (A-4464)	400.1460	re (A-4464)	400.1975	re (A-4464)
400.615	re (A-4464)	400.1470	re (A-4464)	400.1980	re (A-4464)
400.620	re (A-4464)	400.1480	re (A-4464)	400.1982	re (A-4464)
400.630	re (A-4464)	400.1510	re (A-4464)	400.1985	re (A-4464)
400.640	re (A-4464)	400.1520	re (A-4464)	400.1990	re (A-4464)
400.650	re (A-4464)	400.1530	re (A-4464)	400.1993	re (A-4464)
400.660	re (A-4464)	400.1540	re (A-4464)	400.1997	re (A-4464)
400.665	re (A-4464)	400.1550	re (A-4464)	400.2010	re (A-4464)
400.670	re (A-4464)	400.1560	re (A-4464)	400.2005	re (A-4464)
400.675	re (A-4464)	400.1570	re (A-4464)	400.2020	re (A-4464)
400.680	re (A-4464)	400.1580	re (A-4464)	400.2030	re (A-4464)
400.690	re (A-4464)	400.1590	re (A-4464)	400.2040	re (A-4464)
400.700	re (A-4464)	400.1600	re (A-4464)	400.2050	re (A-4464)
400.710	re (A-4464)	400.1610	re (A-4464)	400.2055	re (A-4464)
400.720	re (A-4464)	400.1620	re (A-4464)	400.2060	re (A-4464)
400.810	re (A-4464)	400.1630	re (A-4464)	400.2070	re (A-4464)
400.910	re (A-4464)	400.1640	re (A-4464)	400.2105	re (A-4464)
400.1010	re (A-4464)	400.1650	re (A-4464)	400.2110	re (A-4464)
400.1020	re (A-4464)	400.1660	re (A-4464)	400.2120	re (A-4464)
400.1030	re (A-4464)	400.1670	re (A-4464)	400.2200	re (A-4464)
400.1040	re (A-4464)	400.1680	re (A-4464)	400.2230	re (A-4464)
400.1050	re (A-4464)	400.1690	re (A-4464)	400.2300	re (A-4464)
400.1060	re (A-4464)	400.1700	re (A-4464)	400.2310	re (A-4464)
400.1070	re (A-4464)	400.1710	re (A-4464)	400.2320	re (A-4464)
400.1080	re (A-4464)	400.1720	re (A-4464)	400.2330	re (A-4464)
400.1090	re (A-4464)	400.1730	re (A-4464)	400.2340	re (A-4464)
400.1110	re (A-4464)	400.1740	re (A-4464)	400.2400	re (A-4464)
400.1120	re (A-4464)	400.1750	re (A-4464)	400.2410	re (A-4464)
400.1130	re (A-4464)	400.1760	re (A-4464)	400.2420	re (A-4464)
400.1140	re (A-4464)	400.1770	re (A-4464)	400.2500	re (A-4464)
400.1150	re (A-4464)	400.1780	re (A-4464)	400.2510	re (A-4464)
400.1160	re (A-4464)	400.1790	re (A-4464)	400.2520	re (A-4464)
400.1170	re (A-4464)	400.1800	re (A-4464)	400.2530	re (A-4464)
400.1180	re (A-4464)	400.1810	re (A-4464)	400.2540	re (A-4464)
400.1190	re (A-4464)	400.1905	re (A-4464)	400.2700	re (A-4464)
400.1200	re (A-4464)	400.1910	re (A-4464)	400.2710	re (A-4464)
400.1210	re (A-4464)	400.1915	re (A-4464)	450.110	re (A-4475)
400.1220	re (A-4464)	400.1920	re (A-4464)	450.115	re (A-4475)
400.1310	re (A-4464)	400.1925	re (A-4464)	450.120	re (A-4475)
400.1320	re (A-4464)	400.1930	re (A-4464)	450.125	re (A-4475)
400.1330	re (A-4464)	400.1935	re (A-4464)	450.130	re (A-4475)

TITLE 38 (CONT'D)		TITLE 38 (CONT'D)	
450.640 re	(A-4475)	450.1350 re	(A-4475)
450.650 re	(A-4475)	450.1355 re	(A-4475)
450.660 re	(A-4475)	450.1360 re	(A-4475)
450.710 re	(A-4475)	450.1410 re	(A-4475)
450.720 re	(A-4475)	450.1420 re	(A-4475)
450.730 re	(A-4475)	450.1510 re	(A-4475)
450.740 re	(A-4475)	450.1520 re	(A-4475)
450.750 re	(A-4475)	450.1530 re	(A-4475)
450.810 re	(A-4475)	450.1540 re	(A-4475)
450.820 re	(A-4475)	450.1550 re	(A-4475)
450.830 re	(A-4475)	450.1560 re	(A-4475)
450.840 re	(A-4475)	450.1570 re	(A-4475)
450.930 re	(A-4475)	450.1580 re	(A-4475)
450.940 am	(P-17570/92; A-3513)	450.1590 re	(A-4475)
450.940 re	(A-4475)	450.1595 re	(A-4475)
450.910 re	(A-4475)	450.1600 re	(A-4475)
450.920 re	(A-4475)	450.1610 re	(A-4475)
450.930 re	(A-4475)	450.1620 re	(A-4475)
450.940 am	(P-17570/92; A-3513)	450.1630 re	(A-4475)
450.940 re	(A-4475)	450.1640 re	(A-4475)
450.950 re	(A-4475)	450.1650 re	(A-4475)
450.1010 re	(A-4475)	450.1660 re	(A-4475)
450.1020 am	(P-17570/92; A-3513)	450.1670 re	(A-4475)
450.1020 re	(A-4475)	450.1680 re	(A-4475)
450.1030 re	(A-4475)	450.1690 re	(A-4475)
450.1110 re	(A-4475)	450.1700 re	(A-4475)
450.1120 re	(A-4475)	450.1720 re	(A-4475)
450.1130 re	(A-4475)	450.1730 re	(A-4475)
450.1140 re	(A-4475)	450.1740 re	(A-4475)
450.1150 re	(A-4475)	450.1750 re	(A-4475)
450.1160 re	(A-4475)	450.1760 re	(A-4475)
450.1170 re	(A-4475)	450.1770 re	(A-4475)
450.1175 re	(A-4475)	450.1790 re	(A-4475)
450.1210 re	(A-4475)	1000.110 re	(A-4464)
450.1220 re	(A-4475)	1000.120 re	(A-4464)
450.1230 re	(A-4475)	1000.130 re	(A-4464)
450.1175 re	(A-4475)	1000.140 re	(A-4464)
450.1240 re	(A-4475)	1000.205 re	(A-4464)
450.1250 re	(A-4475)	1000.210 re	(A-4464)
450.1305 re	(A-4475)	1000.220 re	(A-4464)
450.1335 am	(P-17570/92; A-3513)	1000.230 re	(A-4464)
450.1335 re	(A-4475)	1000.240 re	(A-4464)
450.1340 re	(A-4475)	1000.250 re	(A-4464)
450.1345 re	(A-4475)	1000.260 re	(A-4464)
		1000.1310 re	(A-4464)
		1000.1320 re	(A-4464)
		1000.1330 re	(A-4464)
		1000.1340 re	(A-4464)
		1000.1410 re	(A-4464)
		1000.1420 re	(A-4464)
		1000.1430 re	(A-4464)
		1000.1440 re	(A-4464)
		1000.1450 re	(A-4464)
		1000.1460 re	(A-4464)
		1000.1470 re	(A-4464)
		1000.1480 re	(A-4464)
		1000.1510 re	(A-4464)
		1000.1520 re	(A-4464)
		1000.1530 re	(A-4464)
		1000.1540 re	(A-4464)
		1000.1550 re	(A-4464)
		1000.1560 re	(A-4464)
		1000.1570 re	(A-4464)
		1000.1580 re	(A-4464)
		1000.1590 re	(A-4464)
		1000.1600 re	(A-4464)
		1000.1610 re	(A-4464)
		1000.1620 re	(A-4464)
		1000.1630 re	(A-4464)
		1000.1640 re	(A-4464)
		1000.1650 re	(A-4464)
		1000.1660 re	(A-4464)
		1000.1670 re	(A-4464)
		1000.1680 re	(A-4464)
		1000.1690 re	(A-4464)
		1000.1700 re	(A-4464)
		1000.1720 re	(A-4464)
		1000.1730 re	(A-4464)
		1000.1740 re	(A-4464)
		1000.1750 re	(A-4464)
		1000.1760 re	(A-4464)
		1000.1770 re	(A-4464)
		1000.1780 re	(A-4464)
		1000.1790 re	(A-4464)
		1000.1800 re	(A-4464)
		1000.1810 re	(A-4464)
		1000.1905 re	(A-4464)
		1000.1910 re	(A-4464)
		1000.1915 re	(A-4464)
		1000.1920 re	(A-4464)

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1000.1925	re (A-4464)	1050.120	re (A-4475)
1000.1930	re (A-4464)	1050.125	re (A-4475)
1000.1935	re (A-4464)	1050.130	re (A-4475)
1000.1940	re (A-4464)	1050.135	re (A-4475)
1000.1945	re (A-4464)	1050.140	re (A-4475)
1000.1950	re (A-4464)	1050.145	re (A-4475)
1000.1955	re (A-4464)	1050.150	re (A-4475)
1000.1970	re (A-4464)	1050.160	re (A-4475)
1000.1972	re (A-4464)	1050.165	re (A-4475)
1000.1975	re (A-4464)	1050.170	re (A-4475)
1000.1980	re (A-4464)	1050.175	re (A-4475)
1000.1982	re (A-4464)	1050.185	re (A-4475)
1000.1985	re (A-4464)	1050.210	re (A-4475)
1000.1990	re (A-4464)	1050.220	re (A-4475)
1000.1993	re (A-4464)	1050.230	re (A-4475)
1000.1997	re (A-4464)	1050.240	re (A-4475)
1000.2005	re (A-4464)	1050.250	re (A-4475)
1000.2010	re (A-4464)	1050.255	re (A-4475)
1000.2020	re (A-4464)	1050.260	re (A-4475)
1000.2030	re (A-4464)	1050.270	re (A-4475)
1000.2040	re (A-4464)	1050.280	re (A-4475)
1000.2050	re (A-4464)	1050.290	re (A-4475)
1000.2055	re (A-4464)	1050.310	re (A-4475)
1000.2060	re (A-4464)	1050.320	re (A-4475)
1000.2070	re (A-4464)	1050.330	re (A-4475)
1000.2105	re (A-4464)	1050.340	re (A-4475)
1000.2110	re (A-4464)	1050.350	re (A-4475)
1000.2120	re (A-4464)	1050.410	re (A-4475)
1000.2320	re (A-4464)	1050.420	re (A-4475)
1000.2330	re (A-4464)	1050.425	re (A-4475)
1000.2340	re (A-4464)	1050.430	re (A-4475)
1000.2400	re (A-4464)	1050.440	re (A-4475)
1000.2410	re (A-4464)	1050.450	re (A-4475)
1000.2420	re (A-4464)	1050.490	re (A-4475)
1000.2500	re (A-4464)	1050.610	re (A-4475)
1000.2510	re (A-4464)	1050.620	re (A-4475)
1000.2520	re (A-4464)	1050.630	re (A-4475)
1000.2530	re (A-4464)	1050.640	re (A-4475)
1000.2540	re (A-4464)	1050.650	re (A-4475)
1000.2550	re (A-4464)	1050.660	re (A-4475)
1000.2700	re (A-4464)	1050.710	re (A-4475)
1000.2710	re (A-4464)	1050.720	re (A-4475)
1050.110	re (A-4475)	1050.730	re (A-4475)
1050.115	re (A-4475)	1050.740	re (A-4475)
		1050.1560	re (A-4475)
		1050.1570	re (A-4475)
		1050.1580	re (A-4475)
		1050.1590	re (A-4475)
		1050.1595	re (A-4475)
		1050.1600	re (A-4475)
		1050.1610	re (A-4475)
		1050.1620	re (A-4475)
		1050.1630	re (A-4475)
		1050.1640	re (A-4475)
		1050.1650	re (A-4475)
		1050.1660	re (A-4475)
		1050.1670	re (A-4475)
		1050.1680	re (A-4475)
		1050.1690	re (A-4475)
		1050.1700	re (A-4475)
		1050.1720	re (A-4475)
		1050.1730	re (A-4475)
		1050.1740	re (A-4475)
		1050.1750	re (A-4475)
		1050.1760	re (A-4475)
		1050.1770	re (A-4475)
		1050.1790	re (A-4475)
		1075.1100	n (P-2727; A-8894)
		1075.1425	am (P-2727; A-8894)
		1075.1700	n (P-2727; A-8894)
		1075.1710	n (P-2727; A-8894)
		1075.1720	n (P-2727; A-8894)
		1075.1800	n (P-2727; A-8894)
		1075.1825	n (P-2727; A-8894)
		1075.1830	n (P-2727; A-8894)
		1075.1835	n (P-2727; A-8894)
		1075.1840	n (P-2727; A-8894)
		1075.1845	n (P-2727; A-8894)
		1075.1850	n (P-2727; A-8894)
		1075.1855	n (P-2727; A-8894)
		1075.1860	n (P-2727; A-8894)
		1075.1865	n (P-2727; A-8894)
		1075.1870	n (P-2727; A-8894)
		1075.1875	n (P-2727; A-8894)
		1075.1880	n (P-2727; A-8894)
		1075.1885	n (P-2727; A-8894)
		1075.1890	n (P-2727; A-8894)
		1075.1895	n (P-2727; A-8894)
		1075.1900	n (P-2727; A-8894)

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TITLE 38 (CONT'D)		TITLE 41 (CONT'D)	
1075.1905 n	(P-2727; A-8894)	140.8 am	(P-14017/92; W-9752)
1075.1910 n	(P-2727; A-8894)	140.11 am	(P-14352)
1075.1915 n	(P-2727; A-8894)	140.12 am	(P-14352)
1075.1920 n	(P-2727; A-8894)	140.18 am	(P-14017/92; W-9752)
1075.1925 n	(P-2727; A-8894)	140.55 am	(P-14352)
1075.1930 n	(P-2727; A-8894)	140.40 am	(P-14017/92; W-9752)
1075.1935 n	(P-2727; A-8894)	140.50 am	(P-14352)
1075.1940 n	(P-2727; A-8894)	140.60 am	(P-14017/92; W-9752)
1075.1945 n	(P-2727; A-8894)	140.65 am	(P-14352)
1075.1950 n	(P-2727; A-8894)	140.70 am	(P-14017/92; W-9752)
1075.1955 n	(P-2727; A-8894)	140.80 am	(P-14352)
1075.1960 n	(P-2727; A-8894)	140.90 am	(P-14017/92; W-9752)
1075.1965 n	(P-2727; A-8894)	140.95 am	(P-14352)
1075.1970 n	(P-2727; A-8894)	141.00 am	(P-14017/92; W-9752)
1075.1975 n	(P-2727; A-8894)	141.05 am	(P-14352)
1075.1980 n	(P-2727; A-8894)	141.10 am	(P-14017/92; W-9752)
1075.1985 n	(P-2727; A-8894)	141.15 am	(P-14352)
1075.1990 n	(P-2727; A-8894)	141.20 am	(P-14017/92; W-9752)
1075.1995 n	(P-2727; A-8894)	141.25 am	(P-14352)
1075.2000 n	(P-2727; A-8894)	141.30 am	(P-14017/92; W-9752)
1075.2005 n	(P-2727; A-8894)	141.35 am	(P-14352)
1075.2010 n	(P-2727; A-8894)	141.40 am	(P-14017/92; W-9752)
1075.2015 n	(P-2727; A-8894)	141.45 am	(P-14352)
1075.2020 n	(P-2727; A-8894)	141.50 am	(P-14017/92; W-9752)
1075.2025 n	(P-2727; A-8894)	141.55 am	(P-14352)
1075.2030 n	(P-2727; A-8894)	141.60 am	(P-14017/92; W-9752)
1075.2035 n	(P-2727; A-8894)	141.65 am	(P-14352)
1075.2040 n	(P-2727; A-8894)	141.70 am	(P-14017/92; W-9752)
1075.2045 n	(P-2727; A-8894)	141.75 am	(P-14352)
1075.2050 n	(P-2727; A-8894)	141.80 am	(P-14017/92; W-9752)
1075.2055 n	(P-2727; A-8894)	141.85 am	(P-14352)
1075.2060 n	(P-2727; A-8894)	141.90 am	(P-14017/92; W-9752)
1075.2065 n	(P-2727; A-8894)	141.95 am	(P-14352)
1075.2070 n	(P-2727; A-8894)	142.00 am	(P-14017/92; W-9752)
1075.2075 n	(P-2727; A-8894)	142.05 am	(P-14352)
1075.2080 n	(P-2727; A-8894)	142.10 am	(P-14017/92; W-9752)
1075.2085 n	(P-2727; A-8894)	142.15 am	(P-14352)
1075.2090 n	(P-2727; A-8894)	142.20 am	(P-14017/92; W-9752)
1075.2095 n	(P-2727; A-8894)	142.25 am	(P-14352)
1075.2100 n	(P-2727; A-8894)	142.30 am	(P-14017/92; W-9752)
1075.2105 n	(P-2727; A-8894)	142.35 am	(P-14352)
1075.2110 n	(P-2727; A-8894)	142.40 am	(P-14017/92; W-9752)
1075.2115 n	(P-2727; A-8894)	142.45 am	(P-14352)
1075.2120 n	(P-2727; A-8894)	142.50 am	(P-14017/92; W-9752)
1075.2125 n	(P-2727; A-8894)	142.55 am	(P-14352)
1075.2130 n	(P-2727; A-8894)	142.60 am	(P-14017/92; W-9752)
1075.2135 n	(P-2727; A-8894)	142.65 am	(P-14352)
TITLE 41		TITLE 44	
100.7 am	(P-1568/92; PF-80833; W-10010)	140.232 am	(P-14017/92; W-9752)
140.2 am	(P-14352)	140.234 am	(P-14017/92; W-9752)

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TITLE 44 (CONT'D)		TITLE 47 (CONT'D)		TITLE 50	
610.280	n	130.50 r (P-1697; A-8176) (P-1697; A-8176)	(P-1; A-7212) (P-1; A-7212) (P-1; A-7212)	370.602 n (P-11713/92; A-319) (P-11713/92; A-319)	(P-11713/92; A-319) (P-11713/92; A-319)
610.300	n	130.60 r (P-1697; A-8176) (P-1697; A-8176)	(P-1; A-7212) (P-1; A-7212) (P-1; A-7212)	370.603 n (P-11713/92; A-319) (P-11713/92; A-319) (P-11713/92; A-319)	(P-11713/92; A-319) (P-11713/92; A-319) (P-11713/92; A-319)
610.310	n	130.70 r (P-1697; A-8176) (P-1697; A-8176)	(P-1; A-7212) (P-1; A-7212) (P-1; A-7212)	370.604 n (P-11713/92; A-319) (P-11713/92; A-319) (P-11713/92; A-319)	(P-11713/92; A-319) (P-11713/92; A-319) (P-11713/92; A-319)
610.320	n	130.80 r (P-1697; A-8176) (P-1697; A-8176)	(P-1; A-7212) (P-1; A-7212) (P-1; A-7212)	370.605 n (P-11713/92; A-319) (P-11713/92; A-319) (P-11713/92; A-319)	(P-11713/92; A-319) (P-11713/92; A-319) (P-11713/92; A-319)
610.330	n	130.90 r (P-1697; A-8176) (P-1697; A-8176)	(P-1; A-7212) (P-1; A-7212) (P-1; A-7212)	370.701 n (P-11713/92; A-319) (P-11713/92; A-319) (P-11713/92; A-319)	(P-11713/92; A-319) (P-11713/92; A-319) (P-11713/92; A-319)
610.340	n	130.100 r (P-1697; A-8176) (P-1697; A-8176)	(P-1; A-7212) (P-1; A-7212) (P-1; A-7212)	370.702 n (P-11713/92; A-319) (P-11713/92; A-319) (P-11713/92; A-319)	(P-11713/92; A-319) (P-11713/92; A-319) (P-11713/92; A-319)
610.350	n	310.401 am (P-2105; A-10753) (E-2361)	(P-13659) (E-13805) (P-11713/92; A-319) (P-11713/92; A-319)	370.703 n (P-11713/92; A-319) (P-11713/92; A-319)	(P-11713/92; A-319) (P-11713/92; A-319)
5000.230	am	370.101 n (P-11378/92; A-1006) (P-11378/92; A-1006)	(P-11713/92; A-319) (P-11713/92; A-319)	370.704 n (P-11713/92; A-319)	(P-11713/92; A-319)
5000.900	n	370.102 n (P-11378/92; A-1006) (P-11378/92; A-1006)	(P-11713/92; A-319) (P-11713/92; A-319)	370.705 n (P-11713/92; A-319)	(P-11713/92; A-319)
5000.910	n	370.103 n (P-11378/92; A-1006) (P-11378/92; A-1006)	(P-11713/92; A-319) (P-11713/92; A-319)	370.706 n (P-11713/92; A-319)	(P-11713/92; A-319)
5000.920	n	370.104 n (P-11378/92; A-1006) (P-11378/92; A-1006)	(P-11713/92; A-319) (P-11713/92; A-319)	370.707 n (P-11713/92; A-319)	(P-11713/92; A-319)
5000.930	n	370.105 n (P-11378/92; A-1006) (P-11378/92; A-1006)	(P-11713/92; A-319) (P-11713/92; A-319)	370.801 n (P-11713/92; A-319)	(P-11713/92; A-319)
5000.940	n	370.106 n (P-11378/92; A-1006) (P-11378/92; A-1006)	(P-11713/92; A-319) (P-11713/92; A-319)	370.802 n (P-11713/92; A-319)	(P-11713/92; A-319)
5000.950	n	370.107 n (P-11378/92; A-1006) (P-11378/92; A-1006)	(P-11713/92; A-319) (P-11713/92; A-319)	370.901 n (P-11713/92; A-319)	(P-11713/92; A-319)
5000.960	n	370.108 n (P-11378/92; A-1006) (P-11378/92; A-1006)	(P-11713/92; A-319) (P-11713/92; A-319)	370.902 n (P-11713/92; A-319)	(P-11713/92; A-319)
5000.970	n	370.109 n (P-11378/92; A-1006) (P-11378/92; A-1006)	(P-11713/92; A-319) (P-11713/92; A-319)	370.903 n (P-11713/92; A-319)	(P-11713/92; A-319)
5000. Ap.B	n	370.110 n (P-11378/92; A-1006) (P-11378/92; A-1006)	(P-11713/92; A-319) (P-11713/92; A-319)	370.904 n (P-11713/92; A-319)	(P-11713/92; A-319)
100.30	am	370.111 n (P-16707/92; A-3836) (P-16707/92; A-3836)	(P-11713/92; A-319) (P-11713/92; A-319)	370.1001 n (P-11713/92; A-319)	(P-11713/92; A-319)
100.105	am	370.112 n (P-16707/92; A-3836) (P-16707/92; A-3836)	(P-11713/92; A-319) (P-11713/92; A-319)	370.1002 n (P-11713/92; A-319)	(P-11713/92; A-319)
111.A	am	370.113 n (P-16707/92; A-3836) (P-16707/92; A-3836)	(P-11713/92; A-319) (P-11713/92; A-319)	370.1003 n (P-11713/92; A-319)	(P-11713/92; A-319)
111.B	am	370.201 n (P-16707/92; A-3836) (P-16707/92; A-3836)	(P-11713/92; A-319) (P-11713/92; A-319)	370.1004 n (P-11713/92; A-319)	(P-11713/92; A-319)
111.C	am	370.202 n (P-16707/92; A-3836) (P-16707/92; A-3836)	(P-11713/92; A-319) (P-11713/92; A-319)	370.1005 n (P-11713/92; A-319)	(P-11713/92; A-319)
111.D	am	370.203 n (P-16707/92; A-3836) (P-16707/92; A-3836)	(P-11713/92; A-319) (P-11713/92; A-319)	370.1006 n (P-11713/92; A-319)	(P-11713/92; A-319)
111.E	am	370.204 n (P-16707/92; A-3836) (P-16707/92; A-3836)	(P-11713/92; A-319) (P-11713/92; A-319)	370.1007 n (P-11713/92; A-319)	(P-11713/92; A-319)
111.F	am	370.205 n (P-16707/92; A-3836) (P-16707/92; A-3836)	(P-11713/92; A-319) (P-11713/92; A-319)	370.1101 n (P-11713/92; A-319)	(P-11713/92; A-319)
125.10	n	370.206 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.100 n (P-4530)	916.II.A n (P-5992)
125.20	n	370.207 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.110 n (P-4530)	916.II.B n (P-5992)
125.30	n	370.208 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.200 n (P-4530)	916.II.C n (P-5992)
125.40	n	370.209 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.205 n (P-4530)	920.10 r (P-2530)
125.50	n	370.210 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.207 n (P-4530)	920.20 r (P-2530)
125.60	n	370.211 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.209 n (P-4530)	702.10 r (P-4530)
125.70	n	370.204 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.211 n (P-4530)	927.20 am (P-2106)
125.80	n	370.205 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.224 n (P-4530)	916.II.C n (P-5992)
125.90	n	370.401 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.225 n (P-4530)	927.30 am (P-2106)
125.100	n	370.402 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.226 n (P-4530)	932.20 am (P-7279/92; O-1240); M-6933; A-6768
125.110	n	370.501 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.227 n (P-4530)	939.10 am (P-4768)
125.120	n	370.502 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.228 n (P-4530)	939.20 am (P-4768)
125.130	n	370.503 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.250 n (P-4530)	939.30 am (P-4768)
125.140	n	370.504 n (P-18879/92; A-6180) (P-18879/92; A-6180)	(P-11713/92; A-319) (P-11713/92; A-319)	700.252 n (P-4530)	939.II.A am (P-4768)
130.10	r	370.505 n (P-1; A-7212) (P-1; A-7212)	(P-11713/92; A-319) (P-11713/92; A-319)	700.260 n (P-4530)	939.II.B am (P-4768)
130.20	r	370.506 n (P-1; A-7212) (P-1; A-7212)	(P-11713/92; A-319) (P-11713/92; A-319)	700.265 n (P-4530)	939.II.C am (P-4768)
130.30	r	370.507 n (P-1; A-7212) (P-1; A-7212)	(P-11713/92; A-319) (P-11713/92; A-319)	700.270 n (P-4530)	939.II.D am (P-4768)
130.40	r	370.601 n (P-1; A-7212)	(P-11713/92; A-319)	700.275 n (P-4530)	939.II.E am (P-4768)

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TITLE 50 (CONT'D)	2013.20	am	(P-10375/92; A-1525)	2760.126	n	(E-13798)	103.110	am
939.II.F	am	(P-4768)	2013.30	am	(P-10375/92; A-1525)	2765.5	am	(P-14078/92; A-10282)
1103.10	n	(P-8411)	2013.40	am	(P-10375/92; A-1525)	2765.64	am	(P-14078/92; A-10282)
1103.20	n	(P-8411)	2013.50	am	(P-10375/92; A-1525)	2765.64	am	(P-14078/92; A-10282)
1103.30	n	(P-8411)	2013.60	am	(P-10375/92; A-1525)	2765.66	am	(P-14078/92; A-10282)
1103.40	n	(P-8411)	2013.70	am	(P-10375/92; A-1525)	2765.66	am	(P-14078/92; A-10282)
1103.50	n	(P-8411)	2015.10	n	(P-696; A-8170)	2765.70	r	(P-12006/92; A-308)
1103.Ex.A	n	(P-8411)	2015.20	n	(P-696; A-8170)	2765.70	n	(P-12006/92; A-308)
1250.10	n	(P-3985)	2015.30	n	(P-696; A-8170)	2765.71	n	(P-2523; A-10275)
1250.20	n	(P-3985)	2015.40	n	(P-696; A-8170)	2765.72	n	(E-13801)
1250.30	n	(P-3985)	2015.50	n	(P-696; A-8170)	2765.74	n	(P-12006/92; A-308)
1250.40	n	(P-3985)	2015.60	n	(P-696; A-8170)	2765.75	am	(P-12006/92; A-308)
1408.10	n	(P-8735/92; A-4195)	6201.70	am	(P-14073)	2765.328	am	(P-15638/92; A-614)
1408.20	n	(P-8735/92; A-4195)	6201.75	n	(P-14073)	2765.329	n	(P-15638/92; A-614)
1408.30	n	(P-8735/92; A-4195)	7020.80	am	(P-14511/92; A-2206)	2765.330	n	(P-15638/92; A-614)
1408.40	n	(P-8735/92; A-4195)	1408.50	n	(P-8735/92; A-4195)	2765.333	am	(P-15638/92; A-614)
1408.60	n	(P-8735/92; A-4195)	1408.70	n	(P-8735/92; A-4195)	2765.334	am	(P-15638/92; A-614)
1408.80	n	(P-8735/92; A-4195)	1408.90	n	(P-8735/92; A-4195)	2765.335	am	(P-15638/92; A-614)
1408.90	n	(P-8735/92; A-4195)	1408.II.A	n	(P-8735/92; A-4195)	2770.105	am	(P-15625/92; A-295)
2008.73	am	(P-18917/92; A-11469)	2008.73	am	(P-18917/92; A-11469)	2770.110	am	(P-15625/92; A-295)
2012.10	am	(P-11279)	2012.20	am	(P-11279)	2840.25	n	(P-886; A-10270)
2012.25	am	(P-11279)	2012.30	am	(P-11279)	2840.125	n	(P-8403)
2012.30	am	(P-11279)	2012.40	am	(P-11279)	2865.1	am	(P-6907)
2012.50	am	(P-11279)	2012.55	am	(P-11279)	2865.50	am	(P-6907)
2012.60	am	(P-11279)	2012.65	am	(P-11279)	2865.60	am	(P-6907)
2012.70	am	(P-11279)	2012.80	am	(P-11279)	2865.115	am	(P-6907)
2012.90	am	(P-11279)	2012.95	am	(P-11279)	2865.210	am	(P-6907)
2012.100	am	(P-11279)	2012.110	am	(P-11279)	2865.215	am	(P-6907)
2012.115	am	(P-11279)	2012.120	am	(P-11279)	6000.120	am	(P-3922; RC-14185)
2012.122	am	(P-11279)	2012.125	am	(P-11279)	2520.795	am	(P-10688)
2012.127	am	(P-11279)	2012.130	am	(P-11279)	103.10	am	(P-14078/92; A-10282)
2012.130	am	(P-11279)	2012.135	am	(P-11279)	103.11	n	(P-14078/92; A-10282)
2012.140	am	(P-11279)	2012.145	am	(P-11279)	103.15	n	(P-14078/92; A-10282)
2012.150	am	(P-11279)	2012.155	am	(P-11279)	103.20	am	(P-14078/92; A-10282)
2012.160	am	(P-11279)	2012.170	am	(P-11279)	103.25	n	(P-14078/92; A-10282)
2012.172	am	(P-11279)	2012.175	am	(P-11279)	103.30	n	(P-14078/92; A-10282)
2012.179	am	(P-11279)	2012.184	am	(P-11279)	103.40	r	(P-14078/92; A-10282)
2012.184	am	(P-11279)	2012.190	am	(P-11279)	103.50	am	(P-14078/92; A-10282)
2012.192	am	(P-11279)	2012.195	am	(P-11279)	103.60	n	(P-14078/92; A-10282)
2012.195	am	(P-11279)	2012.203	am	(P-17853/92; A-3194)	103.65	am	(P-14078/92; A-10282)
2012.205	am	(P-11279)	2012.207	am	(P-17853/92; A-3194)	103.70	am	(P-14078/92; A-10282)
2012.207	am	(P-11279)	2012.210	am	(P-17853/92; A-3194)	103.80	am	(P-14078/92; A-10282)
2012.210	am	(P-11279)	2012.214	am	(P-11279)	103.90	am	(P-14078/92; A-10282)
2012.214	am	(P-11279)	2012.218	am	(P-11279)	103.95	n	(P-14078/92; A-10282)
2012.226	am	(P-11279)	2012.227	n	(P-5985)	103.100	am	(P-14078/92; A-10282)

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TITLE 59 (CONT'D)		121.90 n		(P-15715/92; RC-3689; A-4261)		122.60 n	
				(P-15691/92; RC-3688; A-4236)		1702.11 am	(P-10631/92; A-10936)
				(P-15691/92; RC-3688; A-4236)		1702.12 am	(P-10631/92; A-10936)
		121.95 n		(P-15715/92; RC-3689; A-4261)		1702.17 am	(P-10631/92; A-10936)
				(P-15691/92; RC-3688; A-4236)		1702.18 am	(P-10631/92; A-10936)
		121.100 n		(P-15715/92; RC-3689; A-4261)		1705.21 am	(P-10790/92; A-11080)
				(P-15691/92; RC-3688; A-4236)		1761.11 am	(P-10596/92; A-11099)
		121.105 n		(P-15715/92; RC-3689; A-4261)		1761.12 am	(P-10596/92; A-11099)
				(P-15691/92; RC-3688; A-4236)		1764.19 am	(P-10831/92; A-11114)
		121.110 n		(P-15715/92; RC-3689; A-4261)		1772.12 am	(P-10762/92; A-11058)
				(P-15691/92; RC-3688; A-4236)		1773.13 am	(P-10768/92; A-11063)
		121.115 n		(P-15715/92; RC-3689; A-4261)		1773.15 am	(P-10768/92; A-11063)
				(P-15691/92; RC-3688; A-4236)		1773.20 am	(P-10768/92; A-11063)
		121.120 n		(P-15715/92; RC-3689; A-4261)		1773.21 am	(P-10768/92; A-11063)
				(P-15691/92; A-11151)		1774.11 am	(P-10793/92; A-11083)
		121.130 n		(P-15715/92; RC-3689; A-4261)		1774.13 am	(P-10793/92; A-11083)
				(P-15691/92; A-11151)		1774.15 am	(P-10793/92; A-11083)
		121.135 n		(P-15715/92; RC-3689; A-4261)		1775.1 r	(P-10590/92; A-10907)
				(P-15691/92; A-11151)		1775.11 r	(P-10590/92; A-10907)
		121.140 n		(P-15715/92; RC-3689; A-4261)		1775.13 r	(P-10590/92; A-10907)
				(P-15691/92; A-11151)		1776.17 am	(P-10640/92; A-10943)
		121.145 n		(P-15715/92; RC-3689; A-4261)		1778.15 am	(P-10758/92; A-11027)
				(P-15691/92; A-11151)		1779.19 am	(P-10835/92; A-11118)
		121.149 Ap.A n		(P-15715/92; RC-3689; A-4261)		1780.21 am	(P-10839/92; A-11222)
				(P-15691/92; A-11151)		1780.33 am	(P-10839/92; A-11222)
		122.10 n		(P-15691/92; RC-3688; A-4236)		1780.38 am	(P-10839/92; A-11222)
				(P-15691/92; A-11151)		1783.19 am	(P-10849/92; A-11131)
		122.15 n		(P-15691/92; RC-3688; A-4236)		1784.14 am	(P-10853/92; A-11135)
				(P-13722/92; A-2217)		1784.18 am	(P-10853/92; A-11135)
		122.20 n		(P-15691/92; RC-3688; A-4236)		1784.27 r	(P-10853/92; A-11135)
				(P-13722/92; A-2217)		1785.13 am	(P-10784/92; A-11075)
		122.25 n		(P-15691/92; RC-3688; A-4236)		1800.11 am	(P-10607/92; A-10916)
				(P-13722/92; A-2217)		1800.40 am	(P-10607/92; A-10916)
		122.30 n		(P-15691/92; RC-3688; A-4236)		1800.50 am	(P-10607/92; A-10916)
				(P-13722/92; A-2217)		1816.42 am	(P-10695/92; A-11001)
		122.31 n		(P-15691/92; RC-3688; A-4236)		1816.43 am	(P-10695/92; A-11001)
				(E-1195)		1816.49 am	(P-10695/92; A-11001)
		122.35 n		(P-15691/92; RC-3688; A-4236)		1816.84 am	(P-10695/92; A-11001)
				(P-3771; A-14097)		1816.116 am	(P-10695/92; A-11001)
		122.40 n		(P-15691/92; RC-3688; A-4236)		1816.117 am	(P-10695/92; A-11001)
				(P-3771; A-14097)		1816.151 am	(P-10695/92; A-11001)
		122.45 n		(P-15691/92; RC-3688; A-4236)		1817.42 am	(P-10726/92; A-11031)
				(P-3771; A-14097)		1817.43 am	(P-10726/92; A-11031)
		122.50 n		(P-15691/92; RC-3688; A-4236)		1817.49 am	(P-10726/92; A-11031)
				(P-3771; A-14097)		1817.84 am	(P-10726/92; A-11031)
		122.55 n		(P-15691/92; RC-3688; A-4236)		1817.116 am	(P-10726/92; A-11031)
				(P-3771; A-14097)		1817.117 am	(P-10726/92; A-11031)
		1701.Ap.A		(P-10644/92; A-10947)		1817.151 am	(P-10726/92; A-11031)

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TITLE 62 (CONT'D)		122.60 n		(P-15691/92; RC-3688; A-4236)		1817.182 am	
		122.65 n		(P-15691/92; RC-3688; A-4236)		1827.12 am	(P-10803/92; A-11091)
		122.70 n		(P-15691/92; RC-3688; A-4236)		1843.12 am	(P-10807/92; A-11095)
		122.75 n		(P-15691/92; RC-3688; A-4236)		1843.14 am	(P-10807/92; A-11095)
		122.80 n		(P-15691/92; RC-3688; A-4236)		1843.15 am	(P-10807/92; A-11095)
		122.85 n		(P-15691/92; RC-3688; A-4236)		1843.16 r	(P-10807/92; A-11095)
		122.Ap.A n		(P-15691/92; RC-3688; A-4261)		1843.17 r	(P-10807/92; A-11095)
		122.90 n		(P-15715/92; RC-3689; A-4261)		1843.20 r	(P-10807/92; A-11095)
		122.95 n		(P-15715/92; RC-3689; A-4261)		1843.21 r	(P-10807/92; A-11095)
		123.00 n		(P-15715/92; RC-3689; A-4261)		1845.12 am	(P-10619/92; A-10926)
		123.05 n		(P-15715/92; RC-3689; A-4261)		1845.13 am	(P-10619/92; A-10926)
		123.10 n		(P-15715/92; RC-3689; A-4261)		1845.17 am	(P-10619/92; A-10926)
		123.15 n		(P-15715/92; RC-3689; A-4261)		1845.18 am	(P-10619/92; A-10926)
		123.20 n		(P-15715/92; RC-3689; A-4261)		1845.19 r	(P-10619/92; A-10926)
		123.25 n		(P-15715/92; RC-3689; A-4261)		1845.20 am	(P-10619/92; A-10926)
		123.30 n		(P-15715/92; RC-3689; A-4261)		1846.17 am	(P-10694/92; A-10997)
		123.35 n		(P-15715/92; RC-3689; A-4261)		1846.18 am	(P-10694/92; A-10997)
		123.40 n		(P-15715/92; RC-3689; A-4261)		1847.1 n	(P-10596/92; A-10987)
		123.45 n		(P-15715/92; RC-3689; A-4261)		1847.2 n	(P-10596/92; A-10987)
		123.50 n		(P-15715/92; RC-3689; A-4261)		1847.3 n	(P-10596/92; A-10987)
		123.55 n		(P-15715/92; RC-3689; A-4261)		1847.4 n	(P-10596/92; A-10987)
		123.60 n		(P-15715/92; RC-3689; A-4261)		1847.5 n	(P-10596/92; A-10987)
		123.65 n		(P-15715/92; RC-3689; A-4261)		1847.6 n	(P-10596/92; A-10987)
		123.70 n		(P-15715/92; RC-3689; A-4261)		1847.7 n	(P-10596/92; A-10987)
		123.75 n		(P-15715/92; RC-3689; A-4261)		1847.8 n	(P-10596/92; A-10987)
		123.80 n		(P-15715/92; RC-3689; A-4261)		1847.9 n	(P-10596/92; A-10987)
		123.85 n		(P-15715/92; RC-3689; A-4261)		1848.1 n	(P-10669/92; A-10973)
		123.90 n		(P-15715/92; RC-3689; A-4261)		1848.2 n	(P-10669/92; A-10973)
		123.95 n		(P-15715/92; RC-3689; A-4261)		1848.3 n	(P-10669/92; A-10973)
		124.00 n		(P-15715/92; RC-3689; A-4261)		1848.5 n	(P-10669/92; A-10973)
		124.05 n		(P-15715/92; RC-3689; A-4261)		1848.6 n	(P-10669/92; A-10973)
		124.10 n		(P-15715/92; RC-3689; A-4261)		1848.7 n	(P-10669/92; A-10973)
		124.15 n		(P-15715/92; RC-3689; A-4261)		1848.8 n	(P-10669/92; A-10973)
		124.20 n		(P-15715/92; RC-3689; A-4261)		1848.9 n	(P-10669/92; A-10973)
		124.25 n		(P-15715/92; RC-3689; A-4261)		1848.10 n	(P-10669/92; A-10973)
		124.30 n		(P-15715/92; RC-3689; A-4261)		1848.11 n	(P-10669/92; A-10973)
		124.35 n		(P-15715/92; RC-3689; A-4261)		1848.12 n	(P-10669/92; A-10973)
		124.40 n		(P-15715/92; RC-3689; A-4261)		1848.13 n	(P-10669/92; A-10973)
		124.45 n		(P-15715/92; RC-3689; A-4261)		1848.15 n	(P-10669/92; A-10973)
		124.50 n		(P-15715/92; RC-3689; A-4261)		1848.16 n	(P-10669/92; A-10973)
		124.55 n		(P-15715/92; RC-3689; A-4261)		1848.17 n	(P-10669/92; A-10973)
		124.60 n		(P-15715/92; RC-3689; A-4261)		1848.18 n	(P-10669/92; A-10973)
		124.65 n		(P-15715/92; RC-3689; A-4261)		1848.19 n	(P-10669/92; A-10973)
		124.70 n		(P-15715/92; RC-3689; A-4261)		1848.20 n	(P-10669/92; A-10973)
		124.75 n		(P-15715/92; RC-3689; A-4261)		1848.21 n	(P-10669/92; A-10973)
		124.80 n		(P-15715/92; RC-3689; A-4261)		1848.22 n	(P-10669/92; A-10973)
		124.85 n		(P-15715/92; RC-3689; A-4261)		1848.130 n	(P-10669/92; A-11162)

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750.120 n	(P-777; A-9081)	270.1800 n	(P-9654)	350.180 am	(P-1269)	395.180 am	(P-8066/92; A-2984)
750.130 r	(P-762; A-9079)	270.1900 n	(P-9654)	350.260 am	(E-2373) (P-6028)	395.190 am	(P-8066/92; A-2984)
750.130 n	(P-777; A-9081)	270.2000 n	(P-9654)	350.270 am	(P-1269)	395.200 r	(P-8066/92; A-2984)
750.140 n	(P-762; A-9079)	270.2100 n	(P-9654)	350.271 n	(E-2373) (P-6028)	395.200 am	(P-8066/92; A-2984)
750.140 r	(P-777; A-9081)	270.2200 n	(P-9654)	350.278 am	(E-2373) (P-6028)	395.400 am	(P-8066/92; A-2984)
750.140 n	(P-777; A-9081)	270.2300 n	(P-9654)	350.282 am	(P-12104)	505.10 n	(P-13406) (E-13631)
750.150 n	(P-777; A-9081)	300.120 am	(P-12205)	350.290 am	(E-2373) (P-6028)	505.20 n	(P-13406) (E-13631)
750.150 r	(P-762; A-9079)	300.140 am	(P-12205)	350.330 am	(E-7948) (P-10144)	505.30 n	(P-13406) (E-13631)
750.150 n	(P-777; A-9081)	300.150 am	(P-12205)	350.640 am	(P-1269)	505.40 n	(P-13406) (E-13631)
750.150 r	(P-762; A-9079)	300.160 am	(P-12205)	350.680 am	(P-1269)	505.50 n	(P-13406) (E-13631)
750.150 n	(P-777; A-9081)	300.175 am	(P-1346)	350.685 am	(P-1269)	505.50 Ap.A	(P-10911/92; A-8196)
750.150 r	(P-762; A-9079)	300.180 am	(P-1346)	350.2660 am	(P-12104)	535.10 am	(P-10911/92; A-8196)
750.150 n	(P-777; A-9081)	300.260 am	(E-2420) (P-6074)	350.3210 am	(P-1269)	535.20 am	(P-10911/92; A-8196)
750.150 r	(P-762; A-9079)	300.270 am	(P-1346)	350.330 am	(P-1269)	535.100 am	(P-10911/92; A-8196)
750.150 n	(P-777; A-9081)	300.271 n	(E-2420) (P-6074)	350.3730 am	(P-4791/92; A-2351)	535.150 am	(P-10911/92; A-8196)
900 n	(P-10677) (E-11168)	300.278 am	(E-2420) (P-6074)	350.3730 am	(P-8781) (E-9105)	535.210 am	(P-10911/92; A-8196)
100.1 am	(P-12153)	300.290 am	(E-2420) (P-6074)	350.520 am	(P-1269)	535.215 am	(P-10911/92; A-8196)
100.2 am	(P-12153)	300.330 am	(E-8026) (P-10225)	370.520 am	(P-8793) (E-9117)	535.216 n	(P-10911/92; A-8196)
100.3 am	(P-12153)	300.630 am	(P-1346)	390.110 am	(P-12128)	535.220 r	(P-10911/92; A-8196)
100.4 am	(P-12153)	300.660 am	(P-1346)	390.120 am	(P-12128)	535.230 am	(P-10911/92; A-8196)
100.5 am	(P-12153)	300.665 am	(P-1346)	390.140 am	(P-12128)	535.260 am	(P-10911/92; A-8196)
100.6 am	(P-12153)	300.2860 am	(P-12205)	390.150 am	(P-12128)	535.265 am	(P-10911/92; A-8196)
100.7 am	(P-12153)	300.3210 am	(P-1346)	390.160 am	(P-12128)	535.270 am	(P-10911/92; A-8196)
100.8 am	(P-12153)	300.3330 am	(P-1346)	390.175 am	(P-1296)	535.310 am	(P-10911/92; A-8196)
100.9 am	(P-12153)	330.120 am	(P-12188)	390.180 am	(P-1296)	535.315 am	(P-10911/92; A-8196)
100.10 am	(P-12153)	330.140 am	(P-12188)	390.260 am	(E-2390) (P-6044)	535.320 am	(P-10911/92; A-8196)
100.11 am	(P-12153)	330.150 am	(P-12188)	390.270 am	(P-1296)	535.330 am	(P-10911/92; A-8196)
100.12 am	(P-12153)	330.160 am	(P-12188)	390.271 n	(E-2390) (P-6044)	535.340 am	(P-10911/92; A-8196)
100.13 am	(P-12153)	330.175 am	(P-1321)	390.278 am	(E-2390) (P-6044)	535.400 am	(P-10911/92; A-8196)
100.14 am	(P-12153)	330.180 am	(P-1321)	390.282 am	(P-12128)	535.410 am	(P-10911/92; A-8196)
100.15 am	(P-12153)	330.260 am	(E-2405) (P-6059)	390.290 am	(E-2390) (P-6044)	535.415 am	(P-10911/92; A-8196)
100.16 am	(P-12153)	330.270 am	(P-1321)	390.330 am	(E-7974) (P-10171)	535.420 am	(P-10911/92; A-8196)
100.17 am	(P-12153)	330.271 n	(E-2405) (P-6059)	390.640 am	(P-1296)	535.430 am	(P-10911/92; A-8196)
100.18 n	(P-12153)	330.278 am	(E-2405) (P-6059)	390.680 am	(P-1296)	535.435 am	(P-10911/92; A-8196)
100.19 n	(P-12153)	330.282 am	(P-12188)	390.685 am	(P-1296)	535.440 am	(P-10911/92; A-8196)
205.620 am	(P-3426/92; A-3507)	330.290 am	(E-2405) (P-6059)	390.2660 am	(P-12128)	535.500 am	(P-10911/92; A-8196)
245.40 am	(P-747)	330.330 am	(E-8000) (P-10198)	390.3210 am	(P-1296)	535.510 am	(P-10911/92; A-8196)
250.2720 n	(P-2016/92; A-1614)	330.730 am	(P-1321)	390.3330 am	(P-1296)	535.515 am	(P-10911/92; A-8196)
270.1000 n	(P-9654)	330.916 r	(P-1321)	395.100 am	(P-8066/92; A-2984)	535.520 am	(P-10911/92; A-8196)
270.1050 n	(P-9654)	330.4210 am	(P-1321)	395.110 am	(P-8066/92; A-2984)	535.530 am	(P-10911/92; A-8196)
270.1100 n	(P-9654)	330.4330 am	(P-1321)	395.120 am	(P-8066/92; A-2984)	535.535 am	(P-10911/92; A-8196)
270.1200 n	(P-9654)	350.110 am	(P-12104)	395.130 am	(P-8066/92; A-2984)	535.540 am	(P-10911/92; A-8196)
270.1300 n	(P-9654)	350.120 am	(P-12104)	395.140 am	(P-8066/92; A-2984)	535.600 am	(P-10911/92; A-8196)
270.1400 n	(P-9654)	350.140 am	(P-12104)	395.150 am	(P-8066/92; A-2984)	535.650 am	(P-10911/92; A-8196)
270.1500 n	(P-9654)	350.150 am	(P-12104)	395.160 am	(P-8066/92; A-2984)	535.750 am	(P-10911/92; A-8196)
270.1600 n	(P-9654)	350.160 am	(P-12104)	395.170 am	(P-8066/92; A-2984)	535.810 am	(P-10911/92; A-8196)
270.1700 n	(P-9654)	350.175 am	(P-1269)	395.175 n	(P-8066/92; A-2984)	535.1000 n	(P-10911/92; A-8196)

TITLE 74 (CONT'D)							
270.1800 n	(P-9654)	350.180 am	(P-1269)	395.190 am	(P-8066/92; A-2984)	395.190 am	(P-8066/92; A-2984)
270.1900 n	(P-9654)	350.260 am	(E-2373) (P-6028)	395.200 r	(P-8066/92; A-2984)	395.200 r	(P-8066/92; A-2984)
270.2000 n	(P-9654)	350.270 am	(P-1269)	395.300 am	(P-8066/92; A-2984)	395.300 am	(P-8066/92; A-2984)
270.2100 n	(P-9654)	350.271 n	(E-2373) (P-6028)	395.400 am	(P-8066/92; A-2984)	395.400 am	(P-8066/92; A-2984)
270.2200 n	(P-9654)	350.278 am	(P-1269)	505.10 n	(P-13406) (E-13631)	505.10 n	(P-13406) (E-13631)
270.2300 n	(P-9654)	350.282 am	(P-12104)	505.20 n	(P-13406) (E-13631)	505.20 n	(P-13406) (E-13631)
300.120 am	(P-12205)	350.290 am	(E-2373) (P-6028)	505.30 n	(P-13406) (E-13631)	505.30 n	(P-13406) (E-13631)
300.140 am	(P-12205)	350.330 am	(E-7948) (P-10144)	505.40 n	(P-13406) (E-13631)	505.40 n	(P-13406) (E-13631)
300.150 am	(P-12205)	350.640 am	(P-1269)	505.50 n	(P-13406) (E-13631)	505.50 n	(P-13406) (E-13631)
300.160 am	(P-12205)	350.680 am	(P-1269)	505.50 Ap.A	(P-13406) (E-13631)	505.50 Ap.A	(P-13406) (E-13631)
300.175 am	(P-1346)	350.685 am	(P-1269)	535.10 am	(P-10911/92; A-8196)	535.10 am	(P-10911/92; A-8196)
300.180 am	(P-1346)	350.2660 am	(P-12104)	535.20 am	(P-10911/92; A-8196)	535.20 am	(P-10911/92; A-8196)
300.260 am	(E-2420) (P-6074)	350.3210 am	(P-1269)	535.100 am	(P-10911/92; A-8196)	535.100 am	(P-10911/92; A-8196)
300.270 am	(P-1346)	350.330 am	(P-1269)	535.150 am	(P-10911/92; A-8196)	535.150 am	(P-10911/92; A-8196)
300.271 n	(E-2420) (P-6074)	350.3730 am	(P-4791/92; A-2351)	535.200 am	(P-10911/92; A-8196)	535.200 am	(P-10911/92; A-8196)
300.278 am	(E-2420) (P-6074)	350.3730 am	(P-8781) (E-9105)	535.210 am	(P-10911/92; A-8196)	535.210 am	(P-10911/92; A-8196)
300.290 am	(E-2420) (P-6074)	350.520 am	(P-8793) (E-9117)	535.216 n	(P-10911/92; A-8196)	535.216 n	(P-10911/92; A-8196)
300.330 am	(E-8026) (P-10225)	370.520 am	(P-1269)	535.220 r	(P-10911/92; A-8196)	535.220 r	(P-10911/92; A-8196)
300.630 am	(P-1346)	390.110 am	(P-12128)	535.230 am	(P-10911/92; A-8196)	535.230 am	(P-10911/92; A-8196)
300.660 am	(P-1346)	390.120 am	(P-12128)	535.260 am	(P-10911/92; A-8196)	535.260 am	(P-10911/92; A-8196)
300.665 am	(P-1346)	390.140 am	(P-12128)	535.265 am	(P-10911/92; A-8196)	535.265 am	(P-10911/92; A-8196)
300.2860 am	(P-12205)	390.150 am	(P-12128)	535.270 am	(P-10911/92; A-8196)	535.270 am	(P-10911/92; A-8196)
300.3210 am	(P-1346)	390.160 am	(P-12128)	535.310 am	(P-10911/92; A-8196)	535.310 am	(P-10911/92; A-8196)
300.3330 am	(P-1346)	390.175 am	(P-1296)	535.315 am	(P-10911/92; A-8196)	535.315 am	(P-10911/92; A-8196)
330.120 am	(P-12188)	390.180 am	(P-1296)	535.320 am	(P-10911/92; A-8196)	535.320 am	(P-10911/92; A-8196)
330.140 am	(P-12188)	390.260 am	(E-2390) (P-6044)	535.320 am	(P-12390)	535.330 am	(P-10911/92; A-8196)
330.150 am	(P-12188)	390.270 am	(P-1296)	535.340 am	(P-12390) (P-6044)	535.340 am	(P-10911/92; A-8196)
330.160 am	(P-12188)	390.271 n	(P-1321)	535.400 am	(P-12390) (P-6044)	535.400 am	(P-10911/92; A-8196)
330.175 am	(P-1321)	390.278 am	(P-12128)	535.410 am	(P-12390) (P-6044)	535.410 am	(P-10911/92; A-8196)
330.180 am	(P-1321)	390.282 am	(P-12128)	535.415 am	(P-12390) (P-6044)	535.415 am	(P-10911/92; A-8196)
330.260 am	(E-2405) (P-6059)	390.290 am	(P-12128)	535.420 am	(P-12390) (P-6044)	535.420 am	(P-10911/92; A-8196)
330.270 am	(P-1321)	390.330 am	(P-1296)	535.430 am	(P-12390) (P-6044)	535.430 am	(P-10911/92; A-8196)
330.271 n	(E-2405) (P-6059)	390.640 am	(P-1296)	535.435 am	(P-12390) (P-6044)	535.435 am	(P-10911/92; A-8196)
330.278 am	(E-2405) (P-6059)	390.680 am	(P-1296)	535.440 am	(P-12390) (P-6044)	535.440 am	(P-10911/92; A-8196)
330.282 am	(P-12188)	390.685 am	(P-1296)	535.500 am	(P-12390) (P-6044)	535.500 am	(P-10911/92; A-8196)
330.290 am	(E-2405) (P-6059)	390.2660 am	(P-12128)	535.510 am	(P-12390) (P-6044)	535.510 am	(P-10911/92; A-8196)
330.330 am	(E-8000) (P-10198)	390.3210 am	(P-1296)	535.515 am	(P-12390) (P-6044)	535.515 am	(P-10911/92; A-8196)
330.730 am	(P-1321)	390.3330 am	(P-1296)	535.520 am	(P-12390) (P-6044)	535.520 am	(P-10911/92; A-8196)
330.916 r	(P-1321)	395.100 am	(P-12104)	535.530 am	(P-12390) (P-6044)	535.530 am	(P-10911/92; A-8196)
330.4210 am	(P-1321)	395.110 am	(P-12104)	535.535 am	(P-12390) (P-6044)		

TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
540.65 am	(P-15023/92; A-8258)	600.220 r	(E-13115)
540.70 am	(P-15023/92; A-8258)	600.230 r	(E-13115)
540.80 am	(P-15023/92; A-8258)	600.240 r	(E-13115)
540.90 am	(P-15023/92; A-8258)	600.250 r	(E-13115)
540.220 n	(P-12101) (E-12439)	600.300 r	(E-13115)
593.10 n	(P-11352)	600.310 r	(E-13115)
593.20 n	(P-11352)	600.320 r	(E-13115)
593.30 n	(P-11352)	600.340 r	(E-13115)
593.100 n	(P-11352)	600.400 r	(E-13115)
593.110 n	(P-11352)	600.410 r	(E-13115)
593.120 n	(P-11352)	600.420 r	(E-13115)
593.130 n	(P-11352)	600.500 r	(E-13115)
593.140 n	(P-11352)	600.700 r	(E-13115)
593.200 n	(P-11352)	600.810 r	(E-13115)
595.210 n	(P-11352)	600.920 r	(E-13115)
593.220 n	(P-11352)	600.930 r	(E-13115)
595.230 n	(P-11352)	600.940 r	(E-13115)
593.240 n	(P-11352)	600.950 r	(E-13115)
595.10 am	(P-17447/92; A-13746)	600.510 r	(E-13115)
595.100 am	(P-17447/92; A-13746)	600.710 r	(E-13115)
595.110 am	(P-17447/92; A-13746)	600.720 r	(E-13115)
595.200 am	(P-17447/92; A-13746)	600.740 r	(E-13115)
595.300 am	(P-17447/92; A-13746)	600.800 r	(E-13115)
595.310 am	(P-17447/92; A-13746)	600.910 r	(E-13115)
595.320 am	(P-17447/92; A-13746)	600.920 r	(E-13115)
595. Ap. A r	(P-17447/92; A-13746)	600.930 r	(E-13115)
595. Ap. B r	(P-17447/92; A-13746)	600.940 r	(E-13115)
597.10 n	(P-17529/92; A-13763)	600.1000 r	(E-13115)
597.100 n	(P-17529/92; A-13763)	600.1020 r	(E-13115)
597.110 n	(P-17529/92; A-13763)	600.1030 r	(E-13115)
597.200 n	(P-17529/92; A-13763)	600.1100 r	(E-13115)
597.210 n	(P-17529/92; A-13763)	600.1120 r	(E-13115)
597.220 n	(P-17529/92; A-13763)	600.1130 r	(E-13115)
597.300 n	(P-17529/92; A-13763)	600.1140 r	(E-13115)
597.310 n	(P-17529/92; A-13763)	600.1150 r	(E-13115)
597.320 n	(P-17529/92; A-13763)	600.1160 r	(E-13115)
600.320 r	(E-13115)	600.1170 r	(E-13115)
600.110 r	(E-13115)	615.510 r	(E-12944)
600.120 r	(E-13115)	615.520 r	(E-12944)
600.130 r	(E-13115)	615.530 r	(E-12944)
600.140 r	(E-13115)	615.540 r	(E-12944)
600.200 r	(E-13115)	615.550 r	(E-12944)
600.210 r	(E-13115)	615.630 r	(E-12944)
600.220 r	(E-12944)	615.640 r	(E-12944)
593.100 n	(P-11352)	615.700 r	(E-12944)
593.120 n	(P-11352)	615.710 r	(E-12944)
593.130 n	(P-11352)	615.720 r	(E-12944)
593.140 n	(P-11352)	615.730 r	(E-12944)
593.200 n	(P-11352)	615.800 r	(E-12944)
593.210 n	(P-11352)	615.810 r	(E-12944)
593.220 n	(P-11352)	615.820 r	(E-12944)
595.230 n	(P-11352)	615.830 r	(E-12944)
593.240 n	(P-11352)	615.840 r	(E-12944)
595.10 am	(P-17447/92; A-13746)	615.850 r	(E-12944)
595.100 am	(P-17447/92; A-13746)	615.860 r	(E-12944)
595.110 am	(P-17447/92; A-13746)	615.870 r	(E-12944)
595.200 am	(P-17447/92; A-13746)	615.880 r	(E-12944)
595.300 am	(P-17447/92; A-13746)	615.890 r	(E-12944)
595.310 am	(P-17447/92; A-13746)	615.900 r	(E-12944)
595.320 am	(P-17447/92; A-13746)	615.910 r	(E-12944)
595. Ap. A r	(P-17447/92; A-13746)	615.920 r	(E-12944)
595. Ap. B r	(P-17447/92; A-13746)	615.930 r	(E-12944)
597.10 n	(P-17529/92; A-13763)	615.940 r	(E-12944)
597.100 n	(P-17529/92; A-13763)	615.950 r	(E-12944)
597.110 n	(P-17529/92; A-13763)	615.960 r	(E-12944)
597.200 n	(P-17529/92; A-13763)	615.970 r	(E-12944)
597.210 n	(P-17529/92; A-13763)	615.980 r	(E-12944)
597.220 n	(P-17529/92; A-13763)	615.990 r	(E-12944)
597.300 n	(P-17529/92; A-13763)	616.000 r	(E-12944)
597.310 n	(P-17529/92; A-13763)	616.010 r	(E-12944)
597.320 n	(P-17529/92; A-13763)	616.020 r	(E-12944)
600.110 r	(E-13115)	615.350 r	(E-12944)
600.120 r	(E-13115)	615.360 r	(E-12944)
600.130 r	(E-13115)	615.370 r	(E-12944)
600.140 r	(E-13115)	615.380 r	(E-12944)
600.200 r	(E-13115)	615.390 r	(E-12944)
600.210 r	(E-13115)	615.400 r	(E-12944)
600.220 r	(E-12944)	615.410 n	(E-13002)
593.100 n	(P-11352)	615.510 r	(E-13115)
593.120 n	(P-11352)	615.520 r	(E-13115)
593.130 n	(P-11352)	615.530 r	(E-13115)
593.140 n	(P-11352)	615.540 r	(E-13115)
593.200 n	(P-11352)	615.550 r	(E-13115)
593.210 n	(P-11352)	615.560 r	(E-13115)
593.220 n	(P-11352)	615.600 r	(E-13115)
595.230 n	(P-11352)	615.650 r	(E-13115)
593.240 n	(P-11352)	615.700 r	(E-13115)
595.10 am	(P-11352)	615.750 r	(E-13115)
595.100 am	(P-11352)	615.800 r	(E-13115)
595.110 am	(P-11352)	615.850 r	(E-13115)
595.200 am	(P-11352)	615.900 r	(E-13115)
595.300 am	(P-11352)	615.950 r	(E-13115)
595.310 am	(P-11352)	616.000 r	(E-13115)
595.320 am	(P-11352)	616.050 r	(E-13115)
595. Ap. A r	(P-11352)	616.100 r	(E-13115)
595. Ap. B r	(P-11352)	616.150 r	(E-13115)
597.10 n	(P-17529/92; A-13763)	616.200 r	(E-13115)
597.100 n	(P-17529/92; A-13763)	616.250 r	(E-13115)
597.110 n	(P-17529/92; A-13763)	616.300 r	(E-13115)
597.200 n	(P-17529/92; A-13763)	616.350 r	(E-13115)
597.210 n	(P-17529/92; A-13763)	616.400 r	(E-13115)
597.220 n	(P-17529/92; A-13763)	616.450 r	(E-13115)
597.300 n	(P-17529/92; A-13763)	616.500 r	(E-13115)
597.310 n	(P-17529/92; A-13763)	616.550 r	(E-13115)
597.320 n	(P-17529/92; A-13763)	616.600 r	(E-13115)
600.110 r	(E-13115)	616.650 r	(E-13115)
600.120 r	(E-13115)	616.700 r	(E-13115)
600.130 r	(E-13115)	616.750 r	(E-13115)
600.140 r	(E-13115)	616.800 r	(E-13115)
600.200 r	(E-13115)	616.850 r	(E-13115)
600.210 r	(E-13115)	616.900 r	(E-13115)
600.220 r	(E-13115)	616.950 r	(E-13115)
593.100 n	(P-11352)	617.000 r	(E-13115)
593.120 n	(P-11352)	617.050 r	(E-13115)
593.130 n	(P-11352)	617.100 r	(E-13115)
593.140 n	(P-11352)	617.150 r	(E-13115)
593.200 n	(P-11352)	617.200 r	(E-13115)
593.210 n	(P-11352)	617.250 r	(E-13115)
593.220 n	(P-11352)	617.300 r	(E-13115)
595.230 n	(P-11352)	617.350 r	(E-13115)
595.240 n	(P-11352)	617.400 r	(E-13115)
595.10 am	(P-11352)	617.450 r	(E-13115)
595.100 am	(P-11352)	617.500 r	(E-13115)
595.110 am	(P-11352)	617.550 r	(E-13115)
595.200 am	(P-11352)	617.600 r	(E-13115)
595.300 am	(P-11352)	617.650 r	(E-13115)
595.310 am	(P-11352)	617.700 r	(E-13115)
595.320 am	(P-11352)	617.750 r	(E-13115)
595. Ap. A r	(P-11352)	617.800 r	(E-13115)
595. Ap. B r	(P-11352)	617.850 r	(E-13115)
597.10 n	(P-17529/92; A-13763)	617.900 r	(E-13115)
597.100 n	(P-17529/92; A-13763)	617.950 r	(E-13115)
597.110 n	(P-17529/92; A-13763)	618.000 r	(E-13115)
597.200 n	(P-17529/92; A-13763)	618.050 r	(E-13115)
597.210 n	(P-17529/92; A-13763)	618.100 r	(E-13115)
597.220 n	(P-17529/92; A-13763)	618.150 r	(E-13115)
597.300 n	(P-17529/92; A-13763)	618.200 r	(E-13115)
597.310 n	(P-17529/92; A-13763)	618.250 r	(E-13115)
597.320 n	(P-17529/92; A-13763)	618.300 r	(E-13115)
600.110 r	(E-13115)	618.350 r	(E-13115)
600.120 r	(E-13115)	618.400 r	(E-13115)
600.130 r	(E-13115)	618.450 r	(E-13115)
600.140 r	(E-13115)	618.500 r	(E-13115)
600.200 r	(E-13115)	618.550 r	(E-13115)
600.210 r	(E-13115)	618.600 r	(E-13115)
600.220 r	(E-13115)	618.650 r	(E-13115)
593.100 n	(P-11352)	618.700 r	(E-13115)
593.120 n	(P-11352)	618.750 r	(E-13115)
593.130 n	(P-11352)	618.800 r	(E-13115)
593.140 n	(P-11352)	618.850 r	(E-13115)
593.200 n	(P-11352)	618.900 r	(E-13115)
593.210 n	(P-11352)	618.950 r	(E-13115)
593.220 n	(P-11352)	619.000 r	(E-13115)
595.230 n	(P-11352)	619.050 r	(E-13115)
595.240 n	(P-11352)	619.100 r	(E-13115)
595.10 am	(P-11352)	619.150 r	(E-13115)
595.100 am	(P-11352)	619.200 r	(E-13115)
595.110 am	(P-11352)	619.250 r	(E-13115)
595.200 am	(P-11352)	619.300 r	(E-13115)
595.300 am	(P-11352)	619.350 r	(E-13115)
595.310 am	(P-11352)	619.400 r	(E-13115)
595.320 am	(P-11352)	619.450 r	(E-13115)
595. Ap. A r	(P-11352)	619.500 r	(E-13115)
595. Ap. B r	(P-11352)	619.550 r	(E-13115)
597.10 n	(P-17529/92; A-13763)	619.600 r	(E-13115)
597.100 n	(P-17529/92; A-13763)	619.650 r	(E-13115)
597.110 n	(P-17529/92; A-13763)	619.700 r	(E-13115)
597.200 n	(P-17529/92; A-13763)	619.750 r	(E-13115)
597.210 n	(P-17529/92; A-13763)	619.800 r	(E-13115)
597.220 n	(P-17529/92; A-13763)	619.850 r	(E-13115)
597.300 n	(P-17529/92; A-13763)	619.900 r	(E-13115)
597.310 n	(P-17529/92; A-13763)	619.950 r	(E-13115)
597.320 n	(P-17529/92; A-13763)	620.000 r	(E-13115)
600.110 r	(E-13115)	620.050 r	(E-13115)
600.120 r	(E-13115)	620.100 r	(E-13115)
600.130 r	(E-13115)	620.150 r	(E-13115)
600.140 r	(E-13115)	620.200 r	(E-13115)
600.200 r	(E-13115)	620.250 r	(E-13115)
600.210 r	(E-13115)	620.300 r	(E-13115)
600.220 r	(E-13115)	620.350 r	(E-13115)
593.100 n	(P-11352)	620.400 r	(E-13115)
593.120 n	(P-11352)	620.450 r	(E-13115)
593.130 n	(P-11352)	620.500 r	(E-13115)
593.140 n	(P-11352)	620.550 r	(E-13115)
593.200 n	(P-11352)	620.600 r	(E-13115)
593.210 n	(P-11352)	620.650 r	(E-13115)
593.220 n	(P-11352)	620.700 r	(E-13115)
595.230 n	(P-11352)	620.750 r	(E-13115)
595.240 n	(P-11352)	620.800 r	(E-13115)
595.10 am	(P-11352)	620.850 r	(E-13115)
595.100 am	(P-11352)	620.900 r	(E-13115)
595.110 am	(P-11352)	620.950 r	(E-13115)
595.200 am	(P-11352)	621.000 r	(E-13115)
595.300 am	(P-11352)	621.050 r	(E-13115)
595.310 am	(P-11352)	621.100 r	(E-13115)
595.32			

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TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
665.640 am (P-2697)	am (P-13428/92; A-8825)	785.200 am (P-920; A-14027)	r (P-7198) (E-7283)
665.Ap.B r (P-2697)	am (P-13428/92; A-8825)	785.290 am (P-920; A-14027)	r (P-7198) (E-7283)
672.105 am (P-12228)	r (P-13428/92; A-8825)	785.300 am (P-920; A-14027)	r (P-7198) (E-7283)
672.115 am (P-12228)	r (P-13428/92; A-8825)	785.355 n (P-920; A-14027)	r (P-7198) (E-7283)
672.205 am (P-12228)	r (P-13428/92; A-8825)	785.578 n (P-920; A-14027)	r (P-7198) (E-7283)
672.210 am (P-12228)	r (P-13428/92; A-8825)	785.1210 n (P-920; A-14027)	r (P-7198) (E-7283)
672.220 am (P-12228)	r (P-13428/92; A-8825)	785.1220 n (P-920; A-14027)	r (P-7198) (E-7283)
672.225 am (P-12228)	r (P-13428/92; A-8825)	790.20 am (P-7198) (E-7283)	r (P-7198) (E-7283)
672.300 am (P-12228)	r (P-13428/92; A-8825)	790.40 am (P-7198) (E-7283)	r (P-7198) (E-7283)
672.310 am (P-12228)	r (P-13428/92; A-8825)	790.420 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.315 am (P-12228)	r (P-13428/92; A-8825)	790.460 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.405 am (P-12228)	r (P-12228)	790.480 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.415 am (P-12228)	am (P-12228)	790.500 am (P-17496/92; W-7075)	r (P-7198) (E-7283)
672.420 am (P-12228)	am (P-12228)	790.540 am (P-17496/92; W-7075)	r (P-7198) (E-7283)
672.425 am (P-12228)	am (P-12228)	790.548 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.435 am (P-12228)	am (P-12228)	790.580 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.440 am (P-12228)	am (P-12228)	790.600 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.450 am (P-12228)	am (P-12228)	790.620 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.505 am (P-12228)	am (P-12228)	790.630 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.510 am (P-12228)	am (P-12228)	790.660 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.515 am (P-12228)	am (P-12228)	790.700 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.520 am (P-12228)	am (P-12228)	790.706 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.600 am (P-12228)	am (P-12228)	790.721 am (P-17496/92; W-7075)	r (P-7198) (E-7283)
672.605 am (P-12228)	am (P-12228)	790.740 am (P-17496/92; W-7075)	r (P-7198) (E-7283)
672.610 am (P-12228)	am (P-12228)	790.756 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.615 am (P-12228)	am (P-12228)	790.760 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.620 am (P-12228)	am (P-12228)	790.780 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.640 am (P-12228)	am (P-12228)	790.788 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.645 am (P-12228)	am (P-12228)	790.798 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.650 am (P-12228)	am (P-12228)	790.799 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.660 am (P-12228)	am (P-12228)	790.815 r (P-7198) (E-7283)	r (P-7198) (E-7283)
672.665 am (P-12228)	am (P-12228)	790.820 r (P-7198) (E-7283)	r (P-7198) (E-7283)
682.100 am (P-13428/92; A-8825)	am (P-13428/92; A-8825)	790.830 r (P-7198) (E-7283)	r (P-7198) (E-7283)
682.130 am (P-13428/92; A-8825)	am (P-13428/92; A-8825)	790.860 am (P-17496/92; W-7075)	n (P-7198) (E-7283)
682.140 am (P-13428/92; A-8825)	am (P-13428/92; A-8825)	790.900 r (P-7198) (E-7283)	r (P-7198) (E-7283)
682.150 am (P-13428/92; A-8825)	am (P-13428/92; A-8825)	790.905 r (P-7198) (E-7283)	r (P-7198) (E-7283)
682.170 am (P-13428/92; A-8825)	am (P-13428/92; A-8825)	790.910 r (P-7198) (E-7283)	r (P-7198) (E-7283)
682.195 n (P-13428/92; A-8825)	n (P-13428/92; A-8825)	790.920 r (P-7198) (E-7283)	r (P-7198) (E-7283)
682.200 am (P-13428/92; A-8825)	am (P-13428/92; A-8825)	790.940 r (P-7198) (E-7283)	r (P-7198) (E-7283)
682.210 am (P-13428/92; A-8825)	am (P-13428/92; A-8825)	790.974 am (P-17496/92; W-7075)	r (P-7198) (E-7283)
682.215 n (P-13428/92; A-8825)	n (P-13428/92; A-8825)	790.980 r (P-7198) (E-7283)	r (P-7198) (E-7283)
682.230 am (P-13428/92; A-8825)	am (P-13428/92; A-8825)	790.986 r (P-7198) (E-7283)	r (P-7198) (E-7283)
682.250 am (P-13428/92; A-8825)	am (P-13428/92; A-8825)	790.990 r (P-7198) (E-7283)	r (P-7198) (E-7283)
682.260 am (P-13428/92; A-8825)	am (P-13428/92; A-8825)	790.994 r (P-7198) (E-7283)	r (P-7198) (E-7283)
682.320 am (P-13428/92; A-8825)	am (P-13428/92; A-8825)	790.998 r (P-7198) (E-7283)	r (P-7198) (E-7283)
682.410 am (P-13428/92; A-8825)	am (P-13428/92; A-8825)	790.1020 r (P-7198) (E-7283)	r (P-7198) (E-7283)

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TITLE 77 (CONT'D)	TITLE 77 (CONT'D)	
790.1697 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1700 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1706 r (P-7198) (E-7283)	am	(P-17496/92; W-7075)
790.1708 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1710 r (P-7198) (E-7283)	am	(P-17496/92; W-7075)
790.1719 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1721 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1740 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1780 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1820 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1835 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1842 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1846 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1848 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1856 r (P-7198) (E-7283)	n	(P-17496/92; W-7075)
790.1858 r (P-7198) (E-7283)	n	(P-17496/92; W-7075)
790.1859 n (P-17496/92; W-7075)		
790.1860 r (P-7198) (E-7283)	am	(P-17496/92; W-7075)
790.1860 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1870 r (P-7198) (E-7283)	am	(P-17496/92; W-7075)
790.1900 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1930 am (P-17496/92; W-7075)		
790.1940 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.1950 am (P-17496/92; W-7075)	r	(P-7198) (E-7283)
790.1960 am (P-17496/92; W-7075)	r	(P-7198) (E-7283)
790.1980 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2020 r (P-7198) (E-7283)	am	(P-17496/92; W-7075)
790.2060 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2084 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2086 n (P-17496/92; W-7075)		
790.2092 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2097 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2100 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2130 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2140 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2155 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2180 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2220 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2260 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2300 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2340 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2380 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
790.2390 r (P-7198) (E-7283)	r	(P-7198) (E-7283)
	790.3460 r (P-7198) (E-7283)	
	790.3472 r (P-7198) (E-7283)	
	790.3475 r (P-7198) (E-7283)	
	790.3488 r (P-7198) (E-7283)	
	790.3492 r (P-7198) (E-7283)	
	790.3540 r (P-7198) (E-7283)	
	790.3580 r (P-7198) (E-7283)	
	790.3620 r (P-7198) (E-7283)	
	790.3660 r (P-7198) (E-7283)	
	790.3700 r (P-7198) (E-7283)	
	790.3720 am (P-17496/92; W-7075)	
	790.3730 r (P-7198) (E-7283)	
	790.3740 r (P-7198) (E-7283)	
	790.3742 r (P-7198) (E-7283)	
	790.3780 r (P-7198) (E-7283)	
	790.3800 r (P-7198) (E-7283)	
	790.3820 r (P-7198) (E-7283)	
	790.3860 r (P-7198) (E-7283)	
	790.3900 r (P-7198) (E-7283)	
	790.3914 am (P-17496/92; W-7075)	
	790.3904 r (P-7198) (E-7283)	
	790.3907 am (P-17496/92; W-7075)	
	790.3910 r (P-7198) (E-7283)	
	790.3914 am (P-17496/92; W-7075)	
	790.3920 r (P-7198) (E-7283)	
	790.3945 am (P-17496/92; W-7075)	
	790.3956 r (P-7198) (E-7283)	
	790.3960 r (P-7198) (E-7283)	
	790.3975 r (P-7198) (E-7283)	
	790.3980 r (P-7198) (E-7283)	

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TITLE 77 (CONT'D)	790.8378 r	(P-7198) (E-7283)	790.9478 r	(P-7198) (E-7283)	845.Ap.E n
	790.8380 r	(P-7198) (E-7283)	790.9486 r	(P-7198) (E-7283)	890. n
	790.8420 r	(P-7198) (E-7283)	790.9500 am	(P-17496/92; W-7075)	900.10 am
	790.8460 r	(P-7198) (E-7283)	790.9500	(P-7198) (E-7283)	900.30 am
	790.8500 r	(P-7198) (E-7283)	790.9520 am	(P-7198) (E-7283)	900.40 am
	790.8540 r	(P-7198) (E-7283)	790.9520	(P-17496/92; W-7075)	900.50 am
	790.8580 am	(P-7198) (E-7283)	790.9520	(P-7198) (E-7283)	900.60 am
	790.8620 r	(P-7198) (E-7283)	790.9530 r	(P-7198) (E-7283)	900.65 am
	790.8660 r	(P-7198) (E-7283)	790.9540 r	(P-7198) (E-7283)	900.70 am
	790.8700 r	(P-7198) (E-7283)	790.9580 r	(P-7198) (E-7283)	900.Tb.E n
	790.8710 am	(P-7198) (E-7283)	790.9620 r	(P-7198) (E-7283)	900.Tb.F n
	790.8724 r	(P-7198) (E-7283)	790.9660 r	(P-7198) (E-7283)	900.Tb.G n
	790.8727 r	(P-7198) (E-7283)	790.9800 r	(P-7198) (E-7283)	900.Tb.H n
	790.8740 r	(P-7198) (E-7283)	840.20 am	(P-4329/92; A-2319)	900.Tb.I n
	790.8780 r	(P-7198) (E-7283)	840.115 am	(P-4329/92; A-2319)	900.Tb.J n
	790.8820 r	(P-7198) (E-7283)	840.210 am	(P-4329/92; A-2319)	Ex.A n
	790.8860 r	(P-7198) (E-7283)	840.215 am	(P-4329/92; A-2319)	Ex.B n
	790.8900 r	(P-7198) (E-7283)	840.305 am	(P-4329/92; A-2319)	Ex.C n
	790.8940 r	(P-7198) (E-7283)	840.310 am	(P-4329/92; A-2319)	Ex.D n
	790.8980 r	(P-7198) (E-7283)	840.Ap.B .Ex.A am	(P-4329/92; A-2319)	915.40 n
	790.9020 r	(P-7198) (E-7283)	840.Ex.B .I.I.A r	(P-4329/92; A-2319)	915.50 n
	790.9035 r	(P-7198) (E-7283)	845.10 am	(P-4329/92; A-2319)	1100.670 am
	790.9045 am	(P-17496/92; W-7075)	845.15 n	(P-4329/92; A-2319)	1100.740 n
	790.9140 r	(P-7198) (E-7283)	845.20 am	(P-4329/92; A-2319)	1110.60 n
	790.9180 r	(P-7198) (E-7283)	845.23 n	(P-4329/92; A-2319)	1110.235 n
	790.9220 r	(P-17496/92; W-7075)	845.25 n	(P-4329/92; A-2319)	1110.1810 am
	790.9260 r	(P-7198) (E-7283)	845.26 n	(P-12314/92; A-1884)	1110.1830 am
	790.9300 r	(P-7198) (E-7283)	845.28 n	(P-12314/92; A-1884)	1110.2510 n
790.8030 am	(P-17496/92; W-7075)	845.29 n	(P-12314/92; A-1884)	1110.2550 n	
790.8060 r	(P-7198) (E-7283)	845.30 am	(P-12314/92; O-243)	1120.10 n	
790.8100 r	(P-7198) (E-7283)	845.40 am	M-2073; (P-12314/92; A-1884)	1120.20 n	
790.8106 r	(P-7198) (E-7283)	845.50 am	(P-12314/92; A-1884)	A-4453)	
790.8136 r	(P-7198) (E-7283)	845.60 r	(P-12314/92; A-1884)	1120.110 n	
790.8140 r	(P-7198) (E-7283)	845.Ap.A n	(P-12314/92; A-1884)	(P-5205/92; RC-1244;	
790.8180 r	(P-7198) (E-7283)	845.Ap.B n	(P-12314/92; A-1884)	A-4431)	
790.8220 r	(P-7198) (E-7283)	845.Ex.A n	(P-12314/92; A-1884)	(P-5205/92; RC-1244;	
790.8232 r	(P-7198) (E-7283)	845.Ex.B n	(P-12314/92; A-1884)	A-4431)	
790.8244 r	(P-7198) (E-7283)	845.Ex.C n	(P-12314/92; A-1884)	(P-5205/92; RC-1244;	
790.8248 am	(P-17496/92; W-7075)	845.Ap.B n	(P-12314/92; A-1884)	A-4431)	
790.8260 r	(P-7198) (E-7283)	845.Ap.C n	(P-12314/92; A-1884)	(P-4755/92; A-5882)	
790.8290 r	(P-7198) (E-7283)	845.II.A n	(P-12314/92; A-1884)	(P-4755/92; A-5882)	
790.8300 r	(P-7198) (E-7283)	845.Ap.D n	(P-12314/92; A-1884)	(P-4755/92; A-5882)	
790.8340 r	(P-7198) (E-7283)	845.II.A n	(P-12314/92; A-1884)	(P-4755/92; A-5882)	
	790.9475 r	(P-7198) (E-7283)			

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TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
1235.210	n	(E-432; O-3056) (P-683; A-8498)	(P-8599)
1130.510	am	(P-4755/92; A-5882)	2090.40 am
1130.620	am	(P-4755/92; A-5882)	2090.41 am
1130.630	am	(P-4755/92; A-5882)	2090.42 am
1130.640	am	(P-4755/92; A-5882)	2090.43 am
1130.710	am	(P-4755/92; A-5882)	2090.70 am
1130.720	am	(P-4755/92; A-5882)	2090.90 am
1130.730	am	(P-4755/92; A-5882)	2090.100 am
1130.740	am	(P-4755/92; A-5882)	2510.50 am
1130.750	am	(P-4755/92; A-4448)	(E-432; O-3056) (P-683; A-8498)
1130.760	am	(P-4755/92; A-5882)	(E-432; O-3056) (P-683; A-8498)
1130.770	am	(P-4755/92; A-5882)	(E-432; O-3056) (P-683; A-8498)
1130.780	am	(P-4755/92; A-5882)	(E-432; O-3056) (P-683; A-8498)
1130.Ap.A	am	(P-4755/92; A-242; R-5951; A-5882)	1235.300 N (P-5225/92; A-5880) 1240.10 r (P-5187/92; A-5878)
1230.10	r	(P-5187/92; A-5878)	1240.20 r (P-5225/92; A-5880)
1230.20	r	(P-5187/92; A-5878)	1240.30 r (P-5225/92; A-5880)
1230.30	r	(P-5187/92; A-5878)	1240.40 r (P-5225/92; A-5880)
1230.110	r	(P-5187/92; A-5878)	1240.50 r (P-5225/92; A-5880)
1230.120	r	(P-5187/92; A-5878)	1240.60 r (P-5225/92; A-5880)
1230.210	r	(P-5187/92; A-5878)	1240.70 r (P-5225/92; A-5880)
1230.220	r	(P-5187/92; A-5878)	1240.Ap.A r (P-5187/92; A-11424 2080.10 am M-11872)
1230.230	r	(P-5187/92; A-5878)	1230.240 r (P-5187/92; A-5878)
1230.250	r	(P-5187/92; A-5878)	2080.20 am (P-5187/92; A-11424 M-11872)
1230.260	r	(P-5187/92; A-5878)	2080.30 am (P-5187/92; A-5878)
1230.310	r	(P-5187/92; A-5878)	2080.50 am (P-5187/92; A-5878)
1230.320	r	(P-5187/92; A-5878)	2080.70 am (E-432; O-3056) (P-683; A-8498)
1230.410	r	(P-5187/92; A-5878)	2080.80 am (E-432; O-3056) (P-683; A-8498)
1230.420	r	(P-5187/92; A-5878)	2080.90 am (E-432; O-3056) (P-683; A-8498)
1230.Tb.A	r	(P-5187/92; A-5878)	2080.120 am (P-11367/92; A-11424 M-11872)
1230.Tb.B	r	(P-5187/92; A-5878)	2080.140 am (P-11367/92; A-11424 M-11872)
1235.10	n	(E-432; O-3056) (P-683;	2080.170 am (P-11367/92; A-11424 M-11872)
1235.20	n	(E-432; O-3056) (P-683; A-8498)	2080.80 am M-11872)
1235.30	n	(E-432; O-3056) (P-683; A-8498)	2080.150 am M-11872)
1235.40	n	(E-432; O-3056) (P-683; A-8498)	2080.160 am (P-11367/92; A-11424 M-11872)
1235.110	n	(E-432; O-3056) (P-683; A-8498)	2090.20 am M-11872)
1235.200	n	(E-432; O-3056) (P-683; A-8498)	2090.35 am (P-11367/92; A-11424 M-11872)
TITLE 80		TITLE 80	
1235.210	am	(E-17372/92; RC-181; F-5952) (P-1759/92; P-9716; RQ-1895; EC-14684) (P-14568)	150.210 am
1235.30	am	(P-1759/92; A-9716; RQ-11895; EC-14684)	150.220 am
1235.40	am	(P-11367/92; A-11424 M-11872)	150.310 am (P-14568)
1235.50	am	(P-11367/92; A-11424 M-11872)	150.320 am (P-14568)
1235.100	am	(P-11367/92; A-11424 M-11872)	150.410 am (P-14568)
1235.110	am	(P-11367/92; A-11424 M-11872)	150.430 am (P-14568)
1235.200	am	(P-11367/92; A-11424 M-11872)	150.Ap.B # (P-11367/92; A-9716; RQ-11895; EC-14684)
TITLE 81		TITLE 81	
1235.30	am	(P-1759/92; A-9716; RQ-11895; EC-14684)	302.180 am
1235.40	am	(P-1759/92; A-9716; RQ-11895; EC-14684)	302.610 am
1235.50	am	(P-1759/92; A-9716; RQ-11895; EC-14684)	420.330 am

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TITLE 80 (CONT'D)		1230.10	am	(P-3718)		TITLE 83	
500.210 am	(P-13827)	1230.30	am	(P-3718)	25.20	am	(P-16709/92; A-5594)
620.130 am	(P-11724/92; W-869)	1230.90	am	(P-3718)	275.20	am	(P-15605/92; A-12294)
	(P-12409/92; W-869)	1230.150	am	(P-3718)			(P-15605/92; A-12294)
(P-91; W-869)	(P-15347/92; A-4510)	1230.160	am	(P-3718)	280.76	n	(P-6382)
	(P-6632)	1230.180	am	(P-3718)	280.138	am	(P-12810/92; A-805)
630.315 n	(P-6632)	1230.190	am	(P-3718)	305.20	am	(P-2462)
650.1 n	(P-6635)	1230.220	am	(P-3718)	315.10	am	(P-202)
650.2 n	(P-6635)	1230.210	am	(P-12384/92; A-1631)	315.20	am	(P-202)
650.3 n	(P-6635)	1230.230	am	(P-12384/92; A-1631)	315.30	am	(P-202)
650.4 n	(P-6635)	1230.240	am	(P-12384/92; A-1631)	315.40	n	(P-202)
650.5 n	(P-6635)	1230.290	am	(P-12384/92; A-1631)	315.50	n	(P-202)
650.6 n	(P-6635)	1230.336	am	(P-12384/92; A-1631)	315.60	n	(P-202)
650.7 n	(P-6635)	1230.340	am	(P-12384/92; A-1631)	590.10	am	(P-2466; A-12291)
650.8 n	(P-6635)	1230.370	am	(P-12384/92; A-1631)	735.121	n	(P-6386) (P-12483)
650.9 n	(P-6635)	1230.410	am	(P-12384/92; A-1631)	745.10	am	(P-10513/92; A-10258)
650.10 n	(P-6635)	1230.450	am	(P-12384/92; A-1631)	745.15	am	(P-10513/92; A-10258)
650.11 n	(P-6635)	1230.460	am	(P-12384/92; A-1631)	745.20	am	(P-10513/92; A-10258)
650.12 n	(P-6635)	1230.510	am	(P-12384/92; A-1631)	745.30	am	(P-10513/92; A-10258)
650.13 n	(P-6635)	1230.520	am	(P-12384/92; A-1631)	745.110	am	(P-10513/92; A-10258)
1200.10 am	(P-3703)	1230.570	am	(P-12384/92; A-1631)	745.200	am	(P-10513/92; A-10258)
1200.20 am	(P-3703)	1230.620	am	(P-12384/92; A-1631)	745.210	am	(P-10513/92; A-10258)
1200.30 am	(P-3703)	1230.630	am	(P-12384/92; A-1631)	745.220	am	(P-10513/92; A-10258)
1200.40 am	(P-3703)	1230.640	am	(P-12384/92; A-1631)	745.221	n	(P-10513/92; A-10258)
1200.50 am	(P-3703)	1230.650	am	(P-12384/92; A-1631)	745.225	am	(P-10513/92; A-10258)
1200.60 am	(P-3703)	2160.120	am	(P-3577; A-11441)	745.300	n	(P-10513/92; A-10258)
1200.80 am	(P-3703)	2160.130	am	(P-3577; A-11441)	745.Ex.B	am	(P-10513/92; A-10258)
1200.90 am	(P-3703)	2160.210	am	(P-3577; A-11441)	755.10	am	(P-16709/92; A-5594)
1200.110 am	(P-3703)	2160.220	am	(P-3577; A-11441)	755.105	am	(P-16709/92; A-5594)
1200.120 am	(P-3703)	2160.250	am	(P-3577; A-11441)	755.500	n	(P-16709/92; A-5594)
1200.130 am	(P-3703)	2160.310	am	(P-3577; A-11441)	755.505	n	(P-16709/92; A-5594)
1200.140 am	(P-3703)	2160.320	am	(P-3577; A-11441)	755.510	n	(P-16709/92; A-5594)
1200.150 am	(P-3703)	2160.325	am	(P-3577; A-11441)	755.515	n	(P-16709/92; A-5594)
1200.160 am	(P-3703)	2160.330	am	(P-3577; A-11441)	755.520	n	(P-16709/92; A-5594)
1200.170 am	(P-3703)	2160.410	am	(P-3577; A-11441)	755.525	n	(P-16709/92; A-5594)
1200.180 am	(P-3703)	2160.510	am	(P-3577; A-11441)	755.Ex.A	n	(P-16709/92; A-5594)
1200.190 am	(P-3703)	2160.610	am	(P-3577; A-11441)	755.Ex.B	n	(P-16709/92; A-5594)
1200.20 am	(P-3703)	2160.620	am	(P-3577; A-11441)	755.Ex.C	n	(P-16709/92; A-5594)
1200.21 am	(P-3703)	2650.1	am	(P-2449)	755.Ex.D	n	(P-16709/92; A-5594)
1200.22 am	(P-3703)	2650.10	am	(P-2449)	755.Ex.E	n	(P-16709/92; A-5594)
1200.23 am	(P-3703)	2650.15	am	(P-2449)	755.Ex.F	n	(P-16709/92; A-5594)
1200.24 am	(P-3703)	2650.25	am	(P-2449)	755.Ex.G	n	(P-16709/92; A-5594)
1200.25 am	(P-3703)	2650.30	am	(P-2449)	755.Ex.H	n	(P-16709/92; A-5594)
1200.26 am	(P-3703)	2650.40	n	(P-2449)	755.Ex.I	n	(P-16709/92; A-5594)
1200.27 am	(P-3703)	2650.50	n	(P-2449)	755.Ex.J	n	(P-16709/92; A-5594)
1200.28 am	(P-3703)	2650.60	n	(P-2449)	755.Ex.K	n	(P-16709/92; A-5594)
1200.29 am	(P-3703)	2650.70	n	(P-2449)	755.Ex.L	n	(P-16709/92; A-5594)
1200.30 am	(P-3703)				755.Ex.M	n	(P-16709/92; A-5594)

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TITLE 86 (CONT'D)	(A-14189)	100.7080	re	(A-14189)	(P-219; A-7031) (E-445)	535.110	n
100.3200 re	(A-14189)	100.7090	re	(A-14189)	(P-9854)	535.115	n
100.3210 re	(A-14189)	100.7095	re	(A-14189)	(P-219; A-7031) (E-445)	535.120	n
100.3220 re	(A-14189)	100.7100	re	(A-14189)	(P-219; A-7031) (E-445)	535.125	n
100.3300 re	(A-14189)	100.7120	re	(A-14189)	(P-9854)	535.130	n
100.3310 re	(A-14189)	100.7200	re	(A-14189)	(P-219; A-7031) (E-445)	535.135	n
100.3320 re	(A-14189)	100.7300	re	(A-14189)	(P-219; A-7031) (E-445)	535.140	n
100.3330 re	(A-14189)	100.7310	re	(A-14189)	(P-219; A-7031) (E-445)	535.145	n
100.3340 re	(A-14189)	100.7320	re	(A-14189)	(P-9854)	750.100	n
100.3350 re	(A-14189)	100.7330	re	(A-14189)	(P-219; A-7031) (E-445)	750.200	n
100.3360 re	(A-14189)	100.7340	re	(A-14189)	(P-9854)	750.300	n
100.3370 re	(A-14189)	100.9000	re	(A-14189)	(P-219; A-7031) (E-445)	750.400	n
100.3380 re	(A-14189)	100.9005	am	(P-0945)	(P-219; A-7031) (E-445)	750.500	n
100.3400 am	(P-222; A-8869)	100.9010	re	(A-14189)	(P-219; A-7031) (E-445)	750.600	n
(E-473)	(P-6619; A-13776)	100.9100	re	(A-14189)	(P-219; A-7031) (E-445)	750.700	n
100.3700 am	(P-9870)	100.9200	re	(A-14189)	(P-219; A-7031) (E-445)	750.800	n
100.3750 n	(P-9870)	100.9300	re	(A-14189)	(P-9854)	750.900	n
100.3800 am	(P-222; A-8869)	100.9310	re	(A-14189)	(P-219; A-7031) (E-445)	1000.100	n
100.5000 re	(A-14189)	100.9320	re	(A-14189)	(P-9854)	3000.100	am
100.5010 re	(A-14189)	100.9330	re	(A-14189)	(P-219; A-7031) (E-445)	3000.101	n
100.5020 re	(A-14189)	100.9400	re	(A-14189)	(P-219; A-7031) (E-445)	3000.110	am
100.5030 re	(A-14189)	100.9410	re	(A-14189)	(P-219; A-7031) (E-445)	3000.115	am
100.5100 re	(A-14189)	100.9420	re	(A-14189)	(P-219; A-7031) (E-445)	3000.140	am
100.5110 re	(A-14189)	100.9500	re	(A-14189)	(P-219; A-7031) (E-445)	3000.141	n
100.5120 re	(A-14189)	100.9510	re	(A-14189)	(P-219; A-7031) (E-445)	3000.160	am
100.5130 re	(A-14189)	100.9520	re	(A-14189)	(P-219; A-7031) (E-445)	3000.165	am
100.5140 re	(A-14189)	100.9600	re	(A-14189)	(P-219; A-7031) (E-445)	3000.200	am
100.5150 re	(A-14189)	100.9700	re	(A-14189)	(P-219; A-7031) (E-445)	3000.220	am
100.5160 re	(A-14189)	100.9800	re	(A-14189)	(P-219; A-7031) (E-445)	3000.230	am
100.5170 re	(A-14189)	100. Ap.A	re	(A-14189)	(P-2507)	3000.231	n
100.5200 re	(A-14189)	Tb.A	re	(A-14189)	(P-8461)	3000.235	am
100.5210 re	(A-14189)	Tb.B	re	(A-14189)	(P-6955)	3000.240	am
100.5220 re	(A-14189)	105.100	n	(P-219; A-7031) (E-445)	(P-6955)	3000.245	am
100.5230 re	(A-14189)	105.110	am	(P-9854)	(P-1454/92; A-8660)	3000.250	am
100.5240 re	(A-14189)	105.120	n	(P-219; A-7031) (E-445)	(P-14563/92; A-1947)	3000.281	am
100.5250 re	(A-14189)	105.120	n	(P-219; A-7031) (E-445)	(E-665) (P-2718; A-8860)	3000.282	am
100.5260 re	(A-14189)	105.200	n	(P-9854)	(P-2718; A-8860)	3000.300	am
100.5270 re	(A-14189)	105.220	n	(P-219; A-7031) (E-445)	(E-665) (P-2718; A-8860)	3000.320	am
100.5280 re	(A-14189)	105.220	n	(P-219; A-7031) (E-445)	(P-2718; A-8860)	3000.400	am
100.7000 re	(A-14189)	105.220	n	(P-219; A-7031) (E-445)	(P-2718; A-8860)	3000.405	am
100.7010 am	(P-222; A-8869)	105.230	n	(P-219; A-7031) (E-445)	(E-665) (P-2718; A-8860)	3000.410	am
(E-473)	(P-9854)	105.300	am	(P-9854)	(E-665) (P-2718; A-8860)	3000.415	am
100.7020 re	(A-14189)	105.310	n	(P-219; A-7031) (E-445)	(P-2718; A-8860)	3000.425	am
100.7030 re	(A-14189)	105.310	n	(P-9854)	(P-3104; A-11566)	3000.430	am
100.7040 re	(A-14189)	105.310	n	(P-219; A-7031) (E-445)	(P-3104; A-11566)	3000.431	n
100.7050 re	(A-14189)	105.310	n	(P-9854)	(P-15340/92; A-3042)	3000.435	am
100.7060 re	(A-14189)	105.310	n	(P-15340/92; A-3042)	(P-19681; A-11510)	3000.440	am

TITLE 86 (CONT'D)		(P-3335/92; A-357)	112.79	am	(P-19681; A-11510)	112.81	am	(P-10705)	114.130	r	(P-3335/92; A-357)	114.135	r	(P-15810/92; A-3255)	121.176	n	(P-15813/92; A-4333)
3000.445	n	(P-19681; A-11510)	112.82	am	(P-19681; A-11510)	112.127	am	(P-19642/92; A-6792)	114.223	am	(P-19654/92; A-6814)	114.223	am	(P-18226/92; A-6814)	121.182	n	(P-15813/92; A-4333)
3000.600	am	(P-19681; A-11510)	112.130	am	(P-19681; A-11510)	112.137	am	(P-10705)	114.252	am	(P-15808/92; A-2277)	114.270	r	(P-15808/92; A-2277)	121.184	n	(P-15813/92; A-4333)
3000.620	am	(P-19681; A-11510)	112.141	am	(P-19681; A-11510)	112.142	am	(P-10705)	114.406	n	(P-17459/92; A-6814)	114.420	am	(P-15008/92; A-2277)	121.188	n	(P-15813/92; A-4333)
3000.635	am	(P-19681; A-11510)	112.143	am	(P-19681; A-11510)	112.144	am	(P-10705)	114.430	am	(P-15287/92; A-2277)	114.440	am	(P-14538/92; A-6814)	121.190	n	(P-17049/92; A-6196)
3000.730	am	(P-19681; A-11510)	112.145	am	(P-19681; A-11510)	112.151	am	(P-5436) (P-10705)	116.400	am	(P-13764/92; A-1078)	116.500	am	(P-13764/92; A-1078)	140.12	am	(P-62; A-6839)
3000.800	am	(P-19681; A-11510)	112.152	am	(P-19681; A-11510)	112.153	am	(P-18216/92; A-4312)	116.510	am	(P-13764/92; A-1078)	116.520	r	(P-13764/92; A-1078)	140.19	am	(P-71/83)
3000.850	am	(P-19681; A-11510)	112.154	r	(P-19681; A-11510)	112.250	am	(P-46)	117.15	n	(P-13764/92; A-1078)	117.15	n	(P-13764/92; A-1078)	140.24	am	(P-15019/92; A-3421)
3000.1000	am	(P-19681; A-11510)	112.252	am	(P-19681; A-11510)	112.253	am	(P-46)	118.150	n	(P-10751) (E-11217)	120.61	am	(P-12092)	140.80	n	(P-15019/92; A-3421)
3000.1010	am	(P-19681; A-11510)	112.254	am	(P-19681; A-11510)	112.302	am	(P-10705)	120.70	am	(P-711; A-6327)	120.73	n	(P-711; A-8191)	140.82	n	(P-15019/92; A-3421)
3000.1070	am	(P-19681; A-11510)	112.303	am	(P-19681; A-11510)	112.330	am	(P-15277/92; A-2253)	120.75	am	(P-711; A-6327)	120.75	n	(P-711; A-6327)	140.84	n	(P-15019/92; A-3421)
3000.1071	am	(P-19681; A-11510)	112.330	am	(P-19681; A-11510)	112.370	n	(P-6026) (E-6325)	120.385	r	(P-14544/92; A-1102)	120.386	am	(P-13392)	140.94	am	(P-13397/92; O-1241; R-2436; A-2290; F-3058)
3000.1072	am	(P-19681; A-11510)	112.370	n	(P-19681; A-11510)	112.404	am	(P-10705)	121.3	am	(P-711; A-6327)	121.23	r	(P-711; A-6327)	140.95	am	(P-15019/92; A-3421)
3000.1100	n	(P-19681; A-11510)	112.406	am	(P-19681; A-11510)	113.9	am	(P-1383/92; A-827)	121.24	r	(P-15813/92; A-4333)	121.25	r	(P-15813/92; A-4333)	140.95	am	(P-16495/92; A-6196)
3000.1105	n	(P-19681; A-11510)	113.113	am	(P-19681; A-11510)	113.141	am	(P-7755; A-14612)	121.25	r	(P-15813/92; A-4333)	121.26	r	(P-15813/92; A-4333)	140.95	am	(P-17209/92; A-7004)
3000.1110	n	(P-19681; A-11510)	113.154	r	(P-19681; A-11510)	113.155	am	(P-14999/92; A-2263)	121.27	r	(P-13380)	121.28	r	(P-13380)	140.95	am	(P-17209/92; A-7004)
3000.1115	n	(P-19681; A-11510)	113.260	am	(P-19681; A-11510)	113.309	n	(P-17457/92; A-6804)	121.29	r	(P-15813/92; A-4333)	121.31	am	(P-7165; A-14625)	140.95	am	(P-17209/92; A-7004)
3000.1120	n	(P-19681; A-11510)	113.309	n	(P-19681; A-11510)	113.450	n	(P-14533/92; A-3202)	121.32	am	(P-7165; A-14625)	121.41	am	(P-13385/92; A-644)	140.95	am	(P-17209/92; A-7004)
3000.1125	n	(P-19681; A-11510)	113.450	n	(P-19681; A-11510)	114.9	am	(P-13385/92; A-644)	121.41	am	(P-13385/92; A-644)	121.50	am	(P-7165; A-14625)	140.95	am	(P-17209/92; A-7004)
3000.1126	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-10705)	121.58	am	(P-7165; A-14625)	121.58	am	(P-7165; A-14625)	140.95	am	(P-17209/92; A-7004)
3000.1130	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-10705)	121.59	am	(P-7165; A-14625)	121.63	am	(P-7165; A-14625)	140.95	am	(P-17209/92; A-7004)
3000.1135	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-10705)	121.63	am	(P-7165; A-14625)	121.76	n	(P-13385/92; A-644)	140.95	am	(P-17209/92; A-7004)
3000.1140	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-17047/92; A-4322)	121.76	n	(P-13385/92; A-644)	121.76	n	(P-13385/92; A-644)	140.95	am	(P-17209/92; A-7004)
3000.1145	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-17047/92; A-4322)	121.76	n	(P-13385/92; A-644)	121.76	n	(P-13385/92; A-644)	140.95	am	(P-17209/92; A-7004)
3000.1146	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-17047/92; A-4322)	121.76	n	(P-13385/92; A-644)	121.76	n	(P-13385/92; A-644)	140.95	am	(P-17209/92; A-7004)
3000.1150	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-10705)	121.77	n	(P-13380)	121.77	r	(P-13380)	140.95	am	(P-17209/92; A-7004)
3000.1155	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-702; A-6804)	121.78	r	(P-13380)	121.78	r	(P-13380)	140.95	am	(P-17209/92; A-7004)
3000.1160	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-702; A-6804)	121.79	r	(P-13380)	121.79	r	(P-13380)	140.95	am	(P-17209/92; A-7004)
3000.1165	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.80	r	(P-13383/92; A-827)	121.80	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1170	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.81	r	(P-13383/92; A-827)	121.81	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1175	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.82	r	(P-13383/92; A-827)	121.82	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1180	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.83	r	(P-13383/92; A-827)	121.83	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1185	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.84	r	(P-13383/92; A-827)	121.84	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1190	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.85	r	(P-13383/92; A-827)	121.85	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1195	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.86	r	(P-13383/92; A-827)	121.86	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1200	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.87	r	(P-13383/92; A-827)	121.87	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1205	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.88	r	(P-13383/92; A-827)	121.88	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1210	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.89	r	(P-13383/92; A-827)	121.89	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1215	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.90	r	(P-13383/92; A-827)	121.90	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1220	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.91	r	(P-13383/92; A-827)	121.91	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1225	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.92	r	(P-13383/92; A-827)	121.92	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1230	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.93	r	(P-13383/92; A-827)	121.93	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1235	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.94	r	(P-13383/92; A-827)	121.94	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1240	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.95	r	(P-13383/92; A-827)	121.95	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1245	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.96	r	(P-13383/92; A-827)	121.96	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1250	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.97	r	(P-13383/92; A-827)	121.97	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1255	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.98	r	(P-13383/92; A-827)	121.98	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1260	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	121.99	r	(P-13383/92; A-827)	121.99	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1265	n	(P-19681; A-11510)	114.9	am	(P-19681; A-11510)	114.9	am	(P-13383/92; A-827)	122.00	r	(P-13383/92; A-827)	122.00	r	(P-13383/92; A-827)	140.95	am	(P-17209/92; A-7004)
3000.1270	n	(P-19681; A-11510)</															

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147.Tb.A	am	(P-14535/92; A-3217)	240.1600 am (P-14225)
147.Tb.B	am	(P-5471; A-13498)	240.1610 am (P-14225)
147.Tb.C	am	(P-5471; A-13498)	240.1630 am (P-14225)
147.Tb.D	am	(P-5471; A-13498)	240.1800 am (P-15203/92; A-6090)
147.Tb.E	am	(P-5471; A-13498)	240.1850 am (P-15203/92; A-6090)
147.Tb.F	am	(P-1716; A-8486)	240.1920 am (P-14225)
147.Tb.G	r	(P-5471; A-13498)	240.1930 am (P-14225)
148.25	n	(P-14540/92; A-3296)	240.2020 am (P-15203/92; A-6090)
148.30	am	(P-14540/92; A-3296)	240.2030 am (P-14225)
148.40	am	(P-14540/92; A-3296)	240.2040 am (P-14225)
148.50	am	(P-14540/92; A-3296)	240.2050 am (P-15203/92; A-6090)
148.60	am	(P-14540/92; A-3296)	
148.70	am	(P-14540/92; A-3296)	
148.80	am	(P-10868/92; A-131)	165.70 am (P-2110; A-8187)
148.80	r	(P-6935; A-1463)	165.104 am (P-6614; RC-14186)
148.82	n	(P-12826/92; RC-6549;	170.10 n (P-10736)
148.120	am	(P-14540/92; A-3296)	220.625 am (P-883; A-8472) (E-1179)
148.130	am	(P-14540/92; A-3296)	220.635 am (P-883; A-8472) (E-1179)
148.140	am	(P-14540/92; A-3296)	
148.150	am	(P-14540/92; A-3296)	
148.160	am	(P-14540/92; A-3296)	
148.170	am	(P-14540/92; A-3296)	
148.180	am	(P-14540/92; A-3296)	
148.190	am	(P-14540/92; A-3296)	
148.200	am	(P-14540/92; A-3296)	
148.210	am	(P-14540/92; A-3296)	
148.220	am	(P-14540/92; A-3296)	
148.230	am	(P-14540/92; A-3296)	
148.240	am	(P-14540/92; A-3296)	240.1520 am (P-15203/92; A-6090)
148.250	am	(P-14540/92; A-3296)	240.1530 am (P-15203/92; A-6090)
148.260	am	(P-14540/92; A-3296)	240.1535 am (P-15203/92; A-6090)
148.270	am	(P-14540/92; A-3296)	240.1535 am (P-15203/92; A-6090)
148.280	am	(P-14540/92; A-3296)	240.1540 am (P-15203/92; A-6090)
148.290	am	(P-14540/92; A-3296)	240.1545 am (P-15203/92; A-6090)
148.310	am	(P-14540/92; A-3296)	240.1545 am (P-15203/92; A-6090)
148.320	am	(P-14540/92; A-3296)	r (P-14225)
149.10	n	(P-14535/92; A-3217)	240.1550 am (P-15203/92; A-6090)
149.25	am	(P-14535/92; A-3217)	240.1555 am (P-15203/92; A-6090)
149.50	am	(P-14535/92; A-3217)	240.1560 am (P-15203/92; A-6090)
149.75	am	(P-14535/92; A-3217)	240.1565 am (P-15203/92; A-6090)
149.100	am	(P-14535/92; A-3217)	240.1570 am (P-15203/92; A-6090)
149.105	am	(P-14535/92; A-3217)	240.1575 am (P-15203/92; A-6090)
149.125	am	(P-14535/92; A-3217)	240.1580 am (P-15203/92; A-6090)
149.140	n	(P-14535/92; A-3217)	240.1590 am (P-15203/92; A-6090)
		(P-9829)	(P-14225)
			335.206 am (P-12254/92; A-13420)
			335.208 n (P-6681)
			335.300 am (P-12254/92; A-13420)
			335.304 am (P-12254/92; A-13420)
			335.310 am (P-12254/92; A-13420)
			335.312 am (P-12254/92; A-13420)
			335.314 am (P-12254/92; A-13420)
			335.316 am (P-12254/92; A-13420)
			335.318 am (P-12254/92; A-13420)
			335.320 am (P-12254/92; A-13420)
			335.326 am (P-12254/92; A-13420)
			335.328 am (P-12254/92; A-13420)
			335.330 am (P-12254/92; A-13420)
			336.10 n (P-7963/92; A-1026)
			336.20 n (P-7963/92; A-1026)
			336.30 n (P-7963/92; A-1026)
			336.40 n (P-7963/92; A-1026)
			336.50 n (P-7963/92; A-1026)
			336.60 n (P-7963/92; A-1026)
			336.70 n (P-7963/92; A-1026)
			336.80 n (P-7963/92; A-1026)
			336.90 n (P-7963/92; A-1026)
			336.100 n (P-7963/92; A-1026)
			336.110 n (P-7963/92; A-1026)
			336.120 n (P-7963/92; A-1026)
			336.130 n (P-7963/92; A-1026)
			336.140 n (P-7963/92; A-1026)
			336.150 n (P-7963/92; A-1026)
			336.160 n (P-7963/92; A-1026)
			336.170 n (P-7963/92; A-1026)
			337.10 n (P-7999/92; A-1046)
			337.20 n (P-7999/92; A-1046)
			337.30 n (P-7999/92; A-1046)
			337.40 n (P-7999/92; A-1046)
			337.50 n (P-7999/92; A-1046)
			337.60 n (P-7999/92; A-1046)
			337.70 n (P-7999/92; A-1046)
			337.80 n (P-7999/92; A-1046)
			337.90 n (P-7999/92; A-1046)
			337.100 n (P-7999/92; A-1046)
			337.110 n (P-7999/92; A-1046)
			337.120 n (P-7999/92; A-1046)
			337.130 n (P-7999/92; A-1046)
			337.140 n (P-7999/92; A-1046)
			337.150 n (P-7999/92; A-1046)
			337.160 n (P-7999/92; A-1046)
			337.170 n (P-7999/92; A-1046)
			337.180 n (P-7999/92; A-1046)

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337.190 n (P-7999/92; A-1046)	505.40 am (P-1731; A-9964)	552.10 r (P-11396) (E-11733)	572.30 n (P-11402) (E-11770)
337.200 n (P-7999/92; A-1046)	505.50 am (P-1731; A-9964)	552.20 r (P-11396) (E-11733)	572.50 am (P-11402) (E-11770)
337.210 n (P-7999/92; A-1046)	505.60 am (P-1731; A-9964)	552.30 r (P-11396) (E-11733)	572.60 r, n (P-11402) (E-11770)
337.220 n (P-7999/92; A-1046)	505.70 am (P-1731; A-9964)	552.35 r (P-11396) (E-11733)	572.70 am (P-11402) (E-11770)
337.230 n (P-7999/92; A-1046)	505.80 am (P-1731; A-9964)	552.40 r (P-11396) (E-11733)	572.80 am (P-11402) (E-11770)
337.240 n (P-7999/92; A-1046)	510.5 n (P-1380) (E-11608)	552.50 r (P-11396) (E-11733)	572.90 am (P-11402) (E-11770)
337.250 n (P-7999/92; A-1046)	510.10 am (P-11380) (E-11608)	552.60 r (P-11396) (E-11733)	572.100 am (P-11402) (E-11770)
354.1 r (P-8099)	510.20 am (P-11380) (E-11608)	552.70 r (P-11396) (E-11733)	572.110 n (P-11402) (E-11770)
354.2 r (P-8099)	510.30 am (P-11380) (E-11608)	552.80 r (P-11396) (E-11733)	587.10 r (P-11406) (E-11784)
354.3 r (P-8099)	510.40 am (P-11380) (E-11608)	552.90 r (P-11396) (E-11733)	587.20 r (P-11406) (E-11784)
354.4 r (P-8099)	510.50 am (P-11380) (E-11608)	553.00 r (P-11396) (E-11733)	587.30 r (P-11406) (E-11784)
354.5 r (P-8099)	510.60 am (P-11380) (E-11608)	553.10 r (P-11396) (E-11733)	587.40 r (P-11406) (E-11784)
354.6 r (P-8099)	510.70 am (P-11380) (E-11608)	553.20 r (P-11396) (E-11733)	587.50 r (P-11406) (E-11784)
356.5 am (P-10679)	510.80 am (P-11380) (E-11608)	553.30 r (P-11396) (E-11733)	587.60 r (P-11406) (E-11784)
376.1 r (P-8104)	510.90 am (P-11380) (E-11608)	553.40 r (P-11396) (E-11657)	587.70 r (P-11406) (E-11784)
376.2 r (P-8104)	510.100 am (P-11380) (E-11608)	553.50 r (P-11396) (E-11657)	587.105 r (P-11406) (E-11784)
376.3 r (P-8104)	510.105 n (P-8104)	553.60 r (P-11380) (E-11608)	587.106 r (P-11406) (E-11784)
377.2 am (P-7553/92; A-259)	510.110 am (P-11380) (E-11608)	553.70 r (P-11384) (E-11657)	587.107 r (P-11406) (E-11784)
377.4 am (P-7553/92; A-259)	510.120 am (P-11380) (E-11608)	553.80 r (P-11384) (E-11657)	587.110 r (P-11406) (E-11784)
378.1 r (P-7561/92; A-272)	515.100 am (P-11378) (E-11589)	553.90 r (P-11384) (E-11657)	587.111 r (P-11406) (E-11784)
378.2 r (P-7561/92; A-272)	515.110 n (P-7561/92; A-272)	553.70 n (P-11384) (E-11657)	587.120 r (P-11406) (E-11784)
378.3 r (P-7561/92; A-272)	515.120 n (P-7561/92; A-272)	553.80 n (P-11384) (E-11657)	587.130 r (P-11406) (E-11784)
378.4 r (P-7561/92; A-272)	515.130 n (P-7561/92; A-272)	553.90 n (P-11384) (E-11657)	587.200 r (P-11406) (E-11784)
402.15 am (P-11707/92; A-267)	515.140 n (P-11707/92; A-267)	553.100 n (P-11384) (E-11657)	587.300 r (P-11406) (E-11784)
406.12 am (P-11964)	515.150 n (P-11964)	553.110 n (P-11384) (E-11657)	587.400 r (P-11406) (E-11784)
406.13 am (P-11964)	515.400 am (P-11964)	553.120 n (P-11384) (E-11657)	587.410 r (P-11406) (E-11784)
406.14 am (P-11964)	515.410 n (P-11964)	553.130 n (P-11384) (E-11657)	587.420 r (P-11406) (E-11784)
407.20 am (P-11955)	515.420 n (P-11955)	553.140 n (P-11384) (E-11657)	587.430 r (P-11406) (E-11784)
407.29 am (P-11955)	515.430 n (P-11955)	557.10 am (P-11382) (E-11652)	587.440 r (P-11406) (E-11784)
408.60 am (P-11976)	515.440 n (P-11976)	557.20 r (P-11382) (E-11652)	587.450 r (P-11406) (E-11784)
408.65 am (P-11976)	515.450 n (P-11976)	557.30 am (P-11382) (E-11652)	587.500 r (P-11406) (E-11784)
408.70 am (P-11976)	525.500 n (P-947; A-9980)	557.40 am (P-11382) (E-11652)	587.510 r (P-11406) (E-11784)
434.1 am (P-7115)	530.5 am (P-7115)	562.20 am (P-14189/92; A-3895)	587.600 r (P-11406) (E-11784)
434.2 am (P-7115)	530.10 am (P-7115)	562.30 am (P-11388) (E-11676)	587.610 n (P-952; W-3686)
434.3 am (P-7115)	530.110 am (P-7115)	562.30 am (P-14189/92; A-3895)	590.10 n (P-11416) (E-11812)
434.4 am (P-7115)	530.130 am (P-7115)	562.40 am (P-11388) (E-11676)	590.20 n (P-11416) (E-11812)
434.5 am (P-7115)	530.140 am (P-7115)	562.60 am (P-11388) (E-11676)	590.30 n (P-11416) (E-11812)
434.6 am (P-7115)	530.200 am (P-7115)	562.70 am (P-11388) (E-11676)	590.35 n (P-11416) (E-11812)
434.7 am (P-7115)	530.230 am (P-7115)	562.80 am (P-11388) (E-11676)	590.40 n (P-11416) (E-11812)
434.8 am (P-7115)	530.240 am (P-7115)	562.90 am (P-11388) (E-11676)	590.50 n (P-11416) (E-11812)
434.9 am (P-7115)	530.250 n (P-7115)	563.20 am (P-10403/92; A-149)	590.60 n (P-11416) (E-11812)
434.10 n (P-7115)	530.260 am (P-7115)	567.20 am (P-11388) (E-11676)	590.70 n (P-11416) (E-11812)
434.11 # (P-7115)	540.20 r (P-7115)	567.30 am (P-10403/92; A-149)	590.80 n (P-11416) (E-11812)
434.12 n (P-7115)	540.30 r (P-7115)	567.40 am (P-11392) (E-11696)	590.90 n (P-11416) (E-11812)
505.5 am (P-1731; A-9964)	540.40 r (P-11386) (E-11667)	567.100 am (P-10403/92; A-149)	590.100 n (P-11416) (E-11812)
505.10 am (P-1731; A-9964)	540.50 n (P-20088/92; A-6244)	572.20 am (P-11402) (E-11770)	590.120 n (P-11416) (E-11812)
505.30 am (P-1731; A-9964)	r (P-11386) (E-11667)		590.130 n (P-11416) (E-11812)

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67.140	n (P-1767; A-9035)	451.130	am (P-3110; A-12839)
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